Dod del.t Placart sculp.t

Mrs. Newton bathing in the River Trent,
Assisted by Mr. Baggs.

Dod del.t Placart sculp.t

Mrs. Newton bathing in the River Trent,
Assisted by Mr. Baggs.

THE SECOND PART OF

THE

TRIAL

OF THE

Hon. Mrs. Catherine Newton.

THE SECOND PART OF

THE

TRIAL

OF THE

Hon. Mrs. Catherine Newton,

Wife of JOHN NEWTON, Esq;

AND

Daughter of the Right Honourable and Reverend Lord Francis Seymour;

AT THE

Consistory Court of DOCTOR's COMMONS;

UPON A

LIBEL AND ALLEGATIONS,

Charging her with the Crime of

ADULTERY

WITH

Mr. Isham Baggs, a young Oxonian; Mr. Brett, a Player at Bath; Thomas Cope, Mrs. Newton's Coachman; Isaac Hatheway, her Footman; John Ackland, of Fairfield, in the County of Somerset, Esquire; and divers other Persons. With all the interesting Scenes, fully, minutely, and circumstantially displayed.

Containing the Whole of the

Evidence in that very Extraordinary TRIAL.

LONDON:

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MDCCLXXXII.

W. Musgrave.

THE

TRIAL

OF THE

Hon. Mrs. CATHERINE NEWTON.

FOR A

Divorce from Bed, Board, and mutual Cohabitation, by reaſon of Adultery, &c.

PART II.

THE depoſitions of the witneſſes, produced, ſworn, and examined, upon the ſeveral poſitions of a certain allegation, in a certain cauſe, which originally was a cauſe of a reſtitution of conjugal rites, promoted by the Hon. Catherine Newton, (wife of John Newton, Eſq;) againſt the ſaid John Newton her huſband; and which now is a cauſe of ſeparation, or divorce from bed, board, and

mutual cohabitation, by reaſon of adultery, at this time proſecuted by the ſaid John Newton, Eſq; againſt the ſaid Catherine, his wife.

The Depoſition of Hannah Foxwell.

HANNAH FOXWELL, of the city of Wells, in the county of Somerſet, ſpinſter, aged twenty-one years, a witneſs produced and ſworn.

To the firſt and fifth articles of the ſaid allegation, this deponent ſaith, that ſhe firſt came to know Catherine Newton, party in this cauſe, by her reſiding at Wells with her father, the Dean of Wells, and coming to viſit at her aunt's (Mrs Wickham's) who lives directly oppoſite to the houſe of Mr. John Rocke, a ſurgeon and man-midwife at Wells, with whom this deponent lived ſervant from the month of April, 1780, for a twelvemonth: that very ſhortly after this deponent went ſervant to Mrs. Wickham, Mrs. Newton took a houſe, as the deponent was informed, at Stowey, and went to reſide there, but ſtill continued viſiting at her aunt's, and thereby this deponent became

became well acquainted with her perſon; and this deponent hath, at times, previous to her going to reſide at Stowey, ſeen her walking about Wells with Captain Ackland; but further to theſe articles ſhe cannot depoſe.

To the ſeventh, eighth, ninth, and tenth articles of the ſaid allegation, this deponent ſaith, that on a morning, happening ſome time in, or about the month of Auguſt or September, 1780, and whilſt the deponent lived ſervant with the ſaid Mr. Rocke, this deponent well remembers, that Mrs. Newton came and breakfaſted with Mr. and Mrs. Rocke; but what converſation paſſed between them then, ſhe knows not: that ſome time in, or about the beginning of October 1780, this deponent was firſt informed by Mr. Rocke, that he had let ſome rooms in his houſe, which were then occupied by a Dr. Stevenſon, to ſome ladies; and that Dr. Stevenſon muſt go out; for that they wanted to be there; and Dr. Stevenſon did accordingly quit the ſaid lodgings, ſome time in, or about the latter end of the ſaid month of October, 1780. And this deponent ſaith, that Mrs. Rocke informed this deponent, that one of the ladies that was coming was named Smith,

and that ſhe was out of her mind; and ſhe at firſt ſaid, that the ſaid lady was with child, but afterwards told the deponent ſhe was not with child; and that it was only the lady's whim. And this deponent further ſaith, that, on a Monday night, happening about three or four days after Dr. Stevenſon had left the ſaid lodgings, Mr. Rocke having been out on horſeback all day, the ſaid Mrs. Rocke (before her huſband came home, and at about ten o'clock) directed the deponent and the ſervant boy to go to bed; which was the more unuſual, by reaſon that the boy always ſat up to take his maſter's horſe into the ſtable. That this deponent's fellow ſervant, Patty Forſter, who was a ſtranger in Wells, and had been in the ſervice of Mr. Rocke about ſix weeks, was permitted to ſit up. And this deponent ſaith, that the next morning, ſhe found that the two ladies who were expected, were come; and was told by Mrs. Rocke, that they came between twelve and one that morning: and Mrs. Rocke told this deponent, that the lady, who was diſordered in her ſenſes, did not chooſe to ſee any body that ſhe could help ſeeing; and this deponent was not, therefore, permitted to wait on the ſaid ladies;

but,

but, during the whole time they were in Mr. Rocke's houſe, they were conſtantly attended and waited on by Mr. and Mrs. Rocke only. And this deponent ſaith, that, having in converſation with Mary Kerle, mentioned to her the circumſtance pre-depoſed to, the ſaid Mary Kerle, in about a week or ten days afterwards, told this deponent, that ſhe had ſeen one of the ſaid ladies at the window, and that ſhe was poſitive it was Mrs. Newton; and therefore this deponent determined herſelf to be convinced thereof; and, in about three days afterwards, this deponent being up ſtairs for the purpoſe of making the bed, in which the ſaid two ladies ſlept, and the bed-room being next adjoining to the dining-room, wherein they ſat in the day-time, this deponent went ſoftly up to the door: and this deponent ſaith, that the ſaid door, which ſeparated the ſaid two rooms, did not ſhut cloſe by at leaſt a third of an inch; and this deponent was enabled thereby to look into the ſaid dining room, and, through the ſaid opening, did there plainly ſee Mrs. Newton, ſitting between Mr. and Mrs. Rocke; and there was alſo another lady in the ſaid room. That this deponent had a full view of the perſon of the ſaid Mrs. Newton; and ſhe

appeared

appeared to this deponent to be very big with child. And this deponent ſaith, that very ſhortly afterwards, the deponent found a letter in the aforeſaid bed-chamber, and, being herſelf unable to read writing-hand, ſhe carried the ſame to the apprentice, who looked at it, and ſaid it was a copy of a letter from Mrs. Newton to Captain Ackland. And this deponent ſaith, that on, or about three weeks after Mrs. Newton and the other lady came to Mr. Rocke's houſe, Mrs. Newton was, in the night, delivered of a child by the ſaid Mr. Rocke, as this deponent verily, and in her conſcience believes, by reaſon of the preparation made uſe of the evening before; and alſo, by reaſon that the next morning this deponent found her ſauce-pans had been uſed in the night: and this deponent believes the child was carried away to ſome place by the ſaid John Rocke, by reaſon that his horſe was found ſaddled in the ſtable the next morning: that this deponent hath ſince ſeen a child at nurſe, at a Mr. Sayer's, about a mile from hence; and which child was very frequently afterwards brought to Mr. Rocke's, whilſt this deponent was in the family: that ſuch child was called John Rocke; or, when this deponent or others

have

have aſked whoſe child it was, the ſaid Mr. and Mrs. Rocke would laugh and ſay, *It was their child;* and, at other times would ſay, *It was nothing to any body whoſe child it was.* And this deponent ſaith, that one morning, about a fortnight after the time, in which this deponent is convinced the child was born, this deponent miſſed a hoop out of the dining-room; and, from that time, this deponent was convinced only one perſon ſlept in the bed, before occupied by Mrs. Newton and the lady with her, although Mrs. Rocke pretended that both the ladies were ſtill in the houſe; and, about ten days afterwards, the ſaid other lady went away in the night-time, whilſt this deponent was in bed, as this deponent verily believes; and Mrs. Rocke ſaid the ladies were gone that night. And further ſhe cannot depoſe, ſave that a number of baby cloaths were made in the family, and in the town of Wells, by the direction of Mrs. Rocke, previous to the ſaid ladies coming to the houſe.

The mark of HANNAH ⋈ FOXWELL.

The Depoſition of Andrew Dew.

ANDREW DEW, of Stowey, in the county of Somerſet, aged thirty ſix years, and upwards, a witneſs produced and ſworn.

To the ſecond and third articles of the ſaid allegation, this deponent ſaith, that he firſt came to know and be acquainted with John Newton, Eſq; and Catherine Newton, his wife, by his being hired at the city of Bath to live with them as their ſervant, ſome time in the month of March 1777: that this deponent continued in their ſervice, and went with them to the city of Paris, ſome time the November following, where Mr. Newton and Mrs. Newton ſeparated: and this deponent returned to England with Mr. Newton, leaving Mrs. Newton at Paris. That this deponent continued in the ſervice of Mr. Newton, from ſuch his return from Paris, at King's Bromley, in the county of Stafford, until ſome time in January, 1778, when this deponent quitted the ſervice of Mr. Newton, and again went to Bath; and there found Mrs. Newton returned from Paris. And the deponent further ſaith, that, being at Bath,

Bath, and out of place, he received a letter ſometime in Auguſt, 1778, from Mrs. Newton, dated from Henſtridge, in the county of Somerſet, being about twenty-three miles from Wells, offering to take this deponent as her ſervant; and the deponent accordingly accepted of ſuch offer, and ſet off for Henſtridge accordingly, and then entered into the ſervice of the ſaid Mrs. Newton, at the houſe of her father, the Right. Hon. and Rev. the Dean of Wells, at Henſtridge, and at the Deanery of Wells. And this deponent ſaith, that, in the latter end of the year 1778, or the beginning of the year 1779, Capt. John Ackland, being quartered at Wells, where Mrs. Newton then was, with her father, the ſaid Capt. Ackland viſited at the deanery; and afterwards, when the family returned to Henſtridge, (which was in the May following) the ſaid Capt. Ackland came and ſlept there two or three different times: that, ſhortly after he came firſt to Wells, he became very intimate in the Dean's family; but this deponent does not recollect his ever ſleeping in the deanery, whilſt he was quartered at Wells, in the winter of the year 1778: but this deponent ſaith, that ſome time in or about the latter end of

November, 1779, Capt. Ackland came on a viſit to the deanery at Wells, where Mrs. Newton then was with her father. And this deponent ſaith, that, from that time, Capt. Ackland ſlept at the deanery; and this deponent hath, in the courſe of that winter, frequently ſeen Capt. Ackland and Mrs. Newton walking out arm in arm together, and ſome times with his arm round her waiſt: that the deponent hath alſo known them, in the courſe of the ſaid winter, go out two or three times together ſhooting; and, at ſuch times, ſhe would ſome times carry the gun.

To the fifth, ſixth, ſeventh, and eight articles of the ſaid allegation, this deponent ſaith, that, ſome time about the latter end of March, 1780, this deponent attended on Mrs. Newton and Capt. Ackland to Stowey, to look at a houſe there; which was then taken, as the deponent believes, by the ſaid Mrs. Newton; and that, on or about the firſt or ſecond of May following, Mrs. Newton left der father's houſe at Wells, and came to Stowey, accompanied by Capt. Ackland; this deponent and his wife being ſent there a week before, to prepare the ſaid houſe; and, in about a fortnight afterwards, Miſs Gapper came there alſo.

And

And this deponent ſaith, that the ſaid houſe ſo taken at Stowey, and into which Mrs. Newton came to reſide, was diſtant from Capt. Ackland's houſe at Fairfield, about three miles: that Capt. Ackland ſpent a great deal of his time with Mrs. Newton and Miſs Gapper at Stowey; and there was a ſpare bed in the ſaid houſe, in which he often ſlept. And this deponent ſaith, that, after Mrs. Newton had been at Stowey about three months, this deponent obſerved her to be greatly encreaſed in ſize and ſhape; and did then, from ſuch obſervation, think ſhe was with child: that ſome time in the month of September, 1780, Mrs. Newton went to pay a viſit at the houſe of the Rev. Mr. Bowen, at Biſhop's Lydian, about ten miles from Stowey; to which place the deponent attended her; and ſhe ſtaid there four or five days, and then returned to Stowey; after which this deponent does not recollect her going out, except one morning to Dunſter, and back again to dinner, until the 26th of October following, when a chaiſe came at about one o'clock at noon from Bridgewater, into which Mrs. Newton and Miſs Gapper got: that Mrs Newton had, the night before, informed this deponent's

wife, that ſhe was going out for a few days; but this deponent was not permitted to attend her, nor had any knowledge where ſhe was then going.

To the tenth and eleventh articles of the ſaid allegation, this deponent ſaith, that, from the time Mrs. Newton quitted her ſaid houſe at Stowey, the deponent remained at her ſaid houſe, but never ſaw or heard from her, until the evening of the firſt of December following; when a boy on horſeback came before, and acquainted the deponent that Mrs. Newton was coming: and, about three quarters of an hour afterwards, (being then between eight and nine o'clock in the evening) Mrs. Newton returned to her ſaid houſe at Stowey, accompanied by Miſs Gapper, in a chaiſe; which the deponent underſtood and believes was belonging to a place called Croſs; but which is not the way to Wells. And this deponent ſaith, that, on ſuch her return to Stowey, this deponent obſerved a great alteration in her ſhape and ſize, inſomuch, that this deponent did verily believe that ſhe had laid in: that Mrs. Newton ſtaid at home about a week, and then had a chaiſe and went to her father's houſe, at Wells, accompanied by Miſs Gapper, and ſtaid at her

her ſaid father's houſe about a month, as near as the deponent can recollect, and then returned to her ſaid houſe at Stowey; at which time the deponent, by her orders, met her with her phaeton at Piper's Inn, in the direct road from Wells to Stowey.

To the twelfth article of the ſaid allegation, this deponent ſaith, that he is certain the ſaid John Newton, from the time of his arrival at King's Bromley, in the county of Stafford, after his return from Paris, up to the time the deponent quitted his ſervice, conſtantly reſided at King's Bromley aforeſaid, apart from the ſaid Catherine Newton: that King's Bromley is, as this deponent verily believes, upwards of one hundred and twenty miles from Wells or Stowey; and, from the time the deponent firſt went to live with Mrs. Newton, at her father's houſe, at Henſtridge, to the laſt day of Auguſt, 1778, and during the whole of the years 1779 and 1780, until the 6th of October, 1780, when he quitted her houſe, at Stowey, (except during her abſence at that time from her ſaid houſe) this deponent was conſtantly attendant upon her in her ſervice: that he is certain ſhe never was at King's Bromley, or had any intercourſe with the ſaid John Newton, her huſband,

huſband, whom this deponent hath never ſeen ſince he left her ſervice as aforeſaid. And further he cannot depoſe, ſave that the ſaid Mr. Newton is, as the deponent believes, upwards of ſixty years of age.

ANDREW DEW.

The Depoſition of Ann Dew.

September 20. 1781.

ANN DEW, wife of Andrew Dew, of Stowey, in the county of Somerſet, aged thirty-one years and upwards, a witneſs produced and ſworn.

To the firſt, ſecond, and third articles of the ſaid allegation, this deponent ſaith, that ſhe firſt came to know and be acquainted with Mrs. Newton, by going to live with her as her ſervant, ſome time in the autumn of the year 1778: that Mrs. Newton then reſided at the houſe of her father, the Dean of Wells, at Henſtridge, in the county of Somerſet, about twenty-three or twenty-four miles from Wells: that this deponent continued in ſuch her ſervice there, until the month

month of May following, when ſhe quitted the ſame; but ſtill continued in Henſtridge, and there ſaw Capt. Ackland viſiting at the houſe of the ſaid Lord Francis Seymour, at Henſtridge: that Mrs. Newton had made an acquaintance with him at Wells, where he was quartered: that this deponent never ſaw Captain Ackland and Mrs. Newton together at Wells.

To the fifth, ſixth, ſeventh, and eighth articles of the ſaid allegation, this deponent ſaith, that on the 28th of April, 1780, this deponent again went to live ſervant with Mrs. Newton, at a houſe ſhe had taken at Stowey, being about thirty miles, as the deponent thinks, from Wells, and about three miles from Fairfield, where Captain Ackland has a houſe: that Mrs. Newton came to her ſaid houſe, at Stowey, on the firſt of May, 1780, accompanied by Captain Ackland; and, in about a fortnight afterwards, Mrs. Newton went to Henſtridge, and fetched Miſs Gapper to her ſaid houſe; and ſhe, from that time, reſided with Mrs. Newton: that a tent-bed was brought from Captain Ackland's, at Fairfield, and put up in a room in Mrs. Newton's houſe; and Captain Ackland was very frequently backwards and forwards

wards at the houſe, and ſlept there very often, previous to his canvas at Bridgewater, at the time of the general election; and the ſaid Captain Ackland uſed frequently to come a retired way, acroſs the fields; but on what account, the deponent knows not. And this deponent ſaith, that at firſt, when Mrs. Newton came to Stowey, this deponent was permitted to be about her perſon; but, in a little time afterwards, the deponent was not permitted to be with her when ſhe was dreſſing and undreſſing; but ſhe would, at theſe times, be only attended by Miſs Gapper. And this deponent ſaith, that about the month of July following, this deponent firſt began to obſerve an alteration in the ſhape and ſize of Mrs. Newton; and ſhe appeared to the deponent, from that time, to grow viſibly bigger and bigger, and looked very much like a woman with child: that John Rocke, a man-midwife at Wells, came to ſee Mrs. Newton ſome time in the month of July, and Captain Ackland was ſent for over; but what paſſed, the deponent knows not: that in September, 1781, Mrs. Newton and Miſs Gapper went to pay a viſit at Mr. Bowen's at Biſhop's Lydian, and ſtaid two or three days, and then returned to Stowey:

that

that Mrs. Newton afterwards went, one morning to Dunſter, and returned to dinner, and did not afterwards go out, to the beſt of the deponent's recollection, until the 26th of October; when, having previouſly told the deponent ſhe was going home, for a week or ten days, ſhe ſet off in the afternoon from her ſaid houſe at Stowey, in a poſt-chaiſe, belonging to the King's Head at Bridgewater, which was not the inn, from whence, at other times, ſhe had her chaiſes: but Mrs. Newton was only accompanied by Miſs Gapper; and the chaiſe drove towards Bridgewater. And this deponent was afterwards informed, and believes, it went to a village called Croſs: that Captain Ackland was at Mrs. Newton's when ſhe ſet off, and handed her into the chaiſe, at which time ſhe cried very much; and Captain Ackland that day ſettled this deponent's book of houſe-keeping.

To the tenth and eleventh articles of the ſaid allegation, this deponent ſaith, in the evening of the firſt of December, after Mrs. Newton left her ſaid houſe at Stowey, the deponent firſt heard from her, and then received a note by a boy, who came from Croſs, informing this deponent, that ſhe ſhould be at home that

night to ſupper; and Mrs. Newton did accordingly come back to her ſaid houſe at Stowey, accompanied by Miſs Gapper, at about eight or nine o'clock that night. That, on ſuch her return home, this deponent remarked, that Mrs. Newton appeared very weak: that ſhe wore a hoop, and nevertheleſs there appeared an alteration viſible in her ſhape and ſize. And this deponent did then verily believe that Mrs. Newton had laid in, during ſuch her abſence from home. And this deponent ſaith, that after ſuch her return home, ſhe did not go out for about a week; during which time, Captain Ackland was backwards and forwards at the houſe, as before: that in about a week after her return home, Mrs. Newton went to Wells and Henſtridge, as the deponent believes, and ſtaid away about a month; and then again returned home.

To the twelfth article of the ſaid allegation, this deponent ſaith, that ſhe always underſtood and believes, that Mrs. Newton was ſeparated from her huſband; and that he reſided at King's Bromley, in Staffordſhire, upwards of one hundred miles off: that this deponent never ſaw the producent to her knowledge; and does not believe there was any communication

nication between Mrs. Newton and the producent, whilſt the deponent lived with her.

ANN DEW.

The Depoſition of Mary Kerle.

September 19th, 1781.

MARY KERLE, wife of John Kerle of Catgut, in the county of Somerſet, aged twenty-eight years and upwards, a witneſs produced and ſworn.

To the firſt, ſecond, and third articles of the ſaid allegation, this deponent ſaith, that ſhe firſt came to know Mrs. Newton, by her coming to live at Wells with her father, the Right Hon. and Rev. Lord Francis Seymour, ſometime about three years ſince: that this deponent then lived at Wells, and there underſtood that Mrs. Newton was come from France, where ſhe had been carried by her huſband. And this deponent ſaith, that after Mrs. Newton had been at Wells ſome months, this deponent obſerved, that a particular acquaintance and intimacy was formed

by her with a Captain Ackland, who was an officer in the militia, quartered at Wells; and ſuch their intimacy and familiarity, was much noticed and talked of in Wells; and this deponent hath herſelf, very frequently, in the courſe of the year 1779, ſeen Mrs. Newton and Captain Ackland, walking about, arm in arm, alone together, in the moſt familiar manner.

To the ſeventh and eight articles of the ſaid allegation, this deponent ſaith, that Mrs. Newton having, in the autumn of the year 1780, quitted her father's houſe at Wells, and removed to a houſe ſhe had taken at Stowey, being about two or three and twenty miles off, it became the general report at Wells, that Mrs. Newton was with child; and, ſometime in the month of November following, it was reported, that ſhe was come to Wells, and was ſecretly in the houſe of Mr. Rocke, a man-midwife there, for the purpoſe of being delivered: that this deponent, being well acquainted with Hannah Foxwell, a ſervant in Mr. Rocke's family, and having enquired of her reſpecting ſuch report, and, being by her informed, that a lady was brought to the houſe of the ſaid Mr. Rocke ſecretly, in the night-

time,

time, and that ſhe was not permitted to ſee her, this deponent was induced to look up at the windows of Mr. Rocke's houſe, as ſhe paſſed: and this deponent ſaith, that one afternoon, in the month of November, 1780, as this deponent was paſſing along, oppoſite Mr. Rocke's houſe, ſhe, looking up at one of the chamber-windows of his houſe, plainly ſaw Mrs. Newton, who immediately turned away on ſeeing this deponent: and this deponent ſaith, that ſhe is poſitive, that the perſon ſhe ſo ſaw was Mrs. Newton, who was well known to the deponent.

To the twelfth article of the ſaid allegation, this deponent ſaith, that, to her knowledge and belief, ſhe never ſaw John Newton, Eſq; the producent: that this deponent always underſtood that Mrs. Newton was a married woman, and was ſeparated from her huſband; but never heard of her ſaid huſband being at Wells, or coming to ſee his wife, at any time, after her return to Wells from France.

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The mark of MARY KERLE.

The

The Depoſition of Robert Parry.

September 19*th*, 1781.

ROBERT PARRY, of Saliſbury, aged twenty-nine years, a witneſs produced and ſworn.

To the firſt, ſecond, and third articles of the ſaid allegation, this deponent ſaith, that he hath known and been well acquainted with Mrs. Newton, party in this cauſe, for ſeveral years, and long before her marriage with the producent; this deponent having been employed in teaching her muſic, and being then reſident in the city of Wells, where Mrs. Newton reſided, previous to her marriage: that, about ſix years ſince, as near as the deponent can recollect, the ſaid Mrs. Newton married John Newton, Eſq; but, ſome differences ariſing betwixt her and her huſband, ſhe came to reſide with her father, Lord Francis Seymour, at the deanery at Wells, ſome time in the latter end of the year 1778: that this deponent was then ſtill reſident at Wells; and, ſome time in the ſummer of the year following, to the beſt of this deponent's recollection, John Ackland, being an officer

cer in the militia quartered at Wells, became intimate in the family of Lord Francis Seymour, inſomuch, that he ſlept at the deanery, and ſpent great part of his time there; and there more particularly appeared to be a great intimacy formed between Capt. Ackland and Mrs. Newton; and the ſame, at length, became ſo very particular, that it was the ſubject of converſation: that this deponent hath ſeveral times, in the years 1779, and beginning of 1780, ſeen them walking arm in arm together. And this deponent hath ſeen them coming home from ſhooting together, when ſhe hath been carrying the gun, And this deponent remembers to have ſeen them together at a maſquerade at Wells, ſome time in the latter end of 1779, or beginning of the year 1780, both dreſſed in Turkiſh habits; and they kept together; and, from the general behaviour of Mrs. Newton and Capt. Ackland towards each other, there appeared to be the greateſt regard and affection ſubſiſting between them.

To the fifth, ſixth, and eight articles of the ſaid allegation, this deponent ſaith, that, ſome time in the year 1780, Mrs. Newton quitted her father's houſe at Wells,

Wells, and went to Stowey, at a houſe ſhe took there; and which place is diſtant eight and twenty miles (as the deponent thinks) from Wells, and about three miles from Fairfield, where this deponent has heard Capt. Ackland had a houſe: that, ſome time in the months of June or July, 1780, the deponent went to pay a viſit to Mrs. Newton, at her houſe at Stowey, and ſtaid there three or four days: that Mrs. Newton was accompanied by Miſs Gapper, and expreſſed to this deponent, that ſhe expected Capt. Ackland; and appeared uneaſy that he did not come: that one afternoon, whilſt this deponent was at the ſaid Mrs. Newton's houſe at Stowey, Mrs. Newton and this deponent went to Bridgewater, being about three miles from Sir Charles Tent's, where Capt. Ackland was then on a viſit; and this deponent, at the particular deſire of Mrs. Newton, carried a letter from her to Capt. Ackland there, and brought back an anſwer to her. And this deponent ſaith, that, in converſation that evening, Mrs. Newton expreſſed great uneaſineſs to this deponent reſpecting Capt. Ackland's not having been near her for ſome days; and declared, that, if Capt. Ackland deſerted her,

her, ſhe did not care what became of her; and that ſhe would go upon the town; and ſhe then expreſſed herſelf in words to that very effect. And this deponent ſaith, that, from the circumſtances and converſation, by him pre-depoſed to, and from the general behaviour of Capt. Ackland and Mrs. Newton towards each other, this deponent was induced to believe, and does verily believe, that a criminal connection was then ſubſiſting between them. And this deponent was, at that time, further convinced that Capt. Ackland reſided at Mrs. Newton's houſe at Stowey, by reaſon that, whilſt the deponent was on his viſit there, as aforeſaid, not having brought linen enough with him, Mrs. Newton offered him one of Capt. Ackland's ſhirts; and lent him one accordingly. And this deponent further ſaith, that, towards the latter end of October, 1780, a report prevailed in Wells, that Mrs. Newton was come ſecretly to the houſe of Mr. Rocke, a man-midwife in the ſaid city, for the purpoſe of lying-in: that very ſhortly after ſuch report gained ground, this deponent having occaſion for a recommendation in a muſical matter, to a family with whom Mrs. Newton was well acquainted, the depo-

nent went over to Stowey, to learn if ſhe was there; and, on his arrival at her houſe, was informed by her ſervant, that ſhe had been gone from thence about a fortnight; that they did not know where ſhe was gone, nor when ſhe would return.

To the eleventh and twelfth articles of the ſaid allegation, this deponent ſaith, that, ſome time near about chriſtmas laſt, this deponent again ſaw Mrs. Newton, who was then on a viſit at her father's, and ſhe then appeared to the deponent much altered, and a great deal thinner than when he ſaw her before. And this deponent ſaith, that, on the return of the ſaid Mrs. Newton to her father's houſe at Wells, in the year 1778, the deponent was deſired to carry a letter from her to John Newton, Eſq; the producent in this cauſe; and which letter this deponent underſtood, was an offer from her to live with him, in order to ground the cauſe of reſtitution of conjugal rites, brought by her againſt the producent: that the deponent did accordingly carry ſuch letter to the producent, who was then reſident at King's Bromley, in the county of Stafford, being upwards of one hundred and twenty miles from Wells:

Wells: that the deponent then underſtood from the producent, that he never would cohabit again with the ſaid Mrs. Newton. And this deponent doth not believe that any intercourſe or connection hath, ſince that time, ſubſiſted between Catherine Newton and John Newton, or that they have ſeen each other.

ROBERT PARRY.

The Depoſition of Ann Atwood.

October 18*th*, 1781.

ANN ATWOOD, wife of Jacob Atwood, of Whych-Street, in the pariſh of St. Clement Danes, in the county of Middleſex, aged thirty-one years and upwards, a witneſs produced and ſworn.

To the third, fourth and twelfth articles of the ſaid allegation, this deponent ſaith, that ſhe lived ſervant in the family of the Rev. Mr. Wickham, at Horſington, in the county of Somerſet, for about two years, and quitted ſuch ſervice about Midſummer, 1780: that Catherine Newton, party in this cauſe, occaſionally viſited

ſited in the ſaid family, and thereby became known to the deponent. And this deponent ſaith, that, ſome time in the beginning of the month of February, 1780, Mrs. Newton, accompanied by Miſs Gapper, came on a viſit to Mr. Wickham, and ſtaid with the family about a fortnight or three weeks; and, in about four or five days after Mrs. Newton ſo came to Horſington, Capt. Ackland, whom the deponent alſo perſonally knew, came there, and ſlept at Mr. Wickham's, and continued there as long as Mrs. Newton remained in the family; but the deponent did not obſerve any particular familiarities paſs between them: that this deponent knows not the producent, John Newton, Eſq; but always underſtood that Mrs. Newton was a married woman, and was ſeparated from her huſband.

ANN ATWOOD.

The Depoſition of Edmund Broderiſe.

September 8th, 1781.

EDMUND BRODERIFE, of the city of Wells, in the county of Somerſet, gentleman,

gentleman, aged twenty-ſeven years and upwards, a witneſs produced and ſworn.

To the firſt, ſecond, and third articles of the ſaid allegation, this deponent ſaith, that he hath known Catherine Newton, wife of John Newton, Eſq; party in this cauſe, for upwards of theſe twelve years laſt paſt, and came ſo to know her by her living with her father, the Right Hon. and Rev. Lord Francis Seymour, in the city of Wells, where this deponent hath always reſided: and this deponent perſonally knew John Newton, Eſq; the producent in this cauſe, and ſo came to know him by his viſiting him, and by his living at the deanery previous to his marriage with the ſaid Catherine Newton, which took place, as this deponent now beſt remembers, ſome time in, or about the year 1776: that immediately after the ſaid marriage, the ſaid John Newton took the ſaid Catherine Newton, his wife, to Spotiſbury in Dorſetſhire, at which place, and others, the deponent underſtood and believes they cohabited together, until ſome differences took place between them; but this deponent did not ſee the ſaid Catherine Newton, until about two years after the ſaid marriage took place, (as near as the deponent can ſpeak as to time)

time) when ſhe, the ſaid Catherine Newton, returned to Wells to her father's houſe; and it was generally reported and underſtood, that ſhe was ſeparated from her ſaid huſband, the ſaid John Newton. And this deponent ſaith, that ſome time in the year 1779, but the time more particularly he cannot ſet forth, the articulate John Ackland, Eſq; an officer in the Devonſhire militia, came and was quartered with ſome of the regiment at Wells: that the ſaid Catherine Newton continued at that time to reſide at the deanery with her father; and a great intimacy was ſoon formed, as the deponent obſerved, between the ſaid John Ackland and the ſaid Lord Francis Seymour, and his family; and more particularly between the ſaid John Ackland and Catherine Newton: that the deponent hath, in the latter end of the year 1779, and beginning of the year 1780, frequently ſeen them, the ſaid John Ackland and Catherine Newton, walking alone together in the fields, arm in arm; and hath ſeen them go out together alone ſhooting, and has ſeen her, at ſuch times, carrying his gun and ſhot-belt acroſs her ſhoulder: that the deponent, ſome time in, or about the month of March, 1780, was at a maſquerade at Wells,

Wells, and then and there ſaw the ſaid Catherine Newton and John Ackland together, both dreſſed in Turkiſh habits, and they kept together during the evening, and danced together. And this deponent ſaith, that the behaviour of the ſaid John Ackland and Catherine Newton, towards each other, was ſo apparently familiar, that the ſame was obſerved and talked of in the city of Wells; and they, the ſaid John Ackland and Catherine Newton, appeared to the deponent to have a great regard and affection for each other; and that their familiarity and affection appeared to this deponent, to be inconſiſtent with the ſituation of the ſaid Catherine Newton, as the wife of the producent. But further to theſe articles, he cannot depoſe.

To the twelfth article of the ſaid allegation, the deponent ſays, that, from the time of the return of the ſaid Catherine Newton to her father's houſe, as by him pre-depoſed to, and during the time ſhe reſided at Wells with her ſaid father, which was till ſhe removed to Stowey, being about twenty miles from Wells, this deponent never ſaw the ſaid John Newton

ton the producent at Wells. But further he cannot depoſe.

EDMUND BRODERIFE.

September 18*th*, 1781.

The Depoſition of Eleanor Gould.

ELEANOR GOULD, of Hockey Hole, in the Pariſh of Wells, in the county of Somerſet, ſpinſter, aged twenty-eight years and upwards, a witneſs produced and ſworn.

To the firſt, ſecond, third, and twelfth articles of the ſaid allegation, this deponent ſays, that ſhe firſt came to know Catherine Newton, the party in this cauſe, by her the deponent going to live ſervant with the Right Hon. and Rev. Lord Francis Seymour, at the deanery in the city of Wells, on the 8th day of May, 1779: that ſhe the ſaid Catherine Newton, then reſided with her father, the ſaid Lord Francis Seymour, and continued ſo to do, during the whole time this deponent lived in the family: that in a few days after this deponent went to live in the ſaid family, they removed

removed to a ſeat of the ſaid Lord Francis Seymour, at Henſtridge in Dorſetſhire, about twenty-ſix miles from Dorſet; and this deponent continued in the ſervice of the family, and at Henſtridge, about twenty weeks; and they then returned to Wells, and took this deponent with them to the deanery, where this deponent continued in ſuch ſervice with them about ſix weeks, and then left the family. And this deponent ſaith, that when firſt ſhe ſo went to live in the family of the Dean, the articulate John Ackland was quartered with part of a regiment at Wells, and was very intimate at the deanery; and in about a fortnight after the family removed to Henſtridge, the ſaid John Ackland followed them there, and reſided at the houſe of the ſaid Lord Francis Seymour about a week, and then went away, and returned in about a month, and ſtaid about a week, as near as the deponent can ſpeak as to time; and the deponent at that time firſt obſerved a great familiarity between the ſaid John Ackland and Catherine Newton, and was firſt induced to obſerve the ſame, by her the ſaid Catherine Newton ſuffering the ſaid John Ackland to talk and laugh with her at her chamber-window, while ſhe was dreſſing; and ſhe

the ſaid Catherine Newton having nothing on but her petticoats and a looſe bed-gown: that they the ſaid John Ackland and Catherine Newton, were afterwards frequently ſeen walking out alone together, arm in arm, and ſometimes with his arm round her waiſt. And this deponent ſaith, that the ſaid John Ackland, having ſtaid above a week, as aforeſaid, again quitted Henſtridge, and returned in about three weeks or a month: that at the time now ſpoken to by the deponent, ſhe ſays the ſaid John Ackland came poſt, and arrived at Lord Francis Seymour's houſe, between eleven and twelve o'clock at night: that Lord Francis Seymour was from home, and the family, except a ſervant or two, were all gone to bed; and on its being known that the ſaid Captain Ackland was arrived, ſhe the ſaid Catherine Newton, and her ſiſter Miſs Frances Seymour got up; and the ſaid Catherine Newton, with a lady who was on a viſit in the family, and who then occupied the bed in which Captain Ackland had before ſlept, and the ſaid Miſs Seymour, went and ſlept with her mother, in order that the ſaid Captain Ackland might ſleep in their bed: and early the next morning, before ſix o'clock, this deponent ſaw the

ſaid

ſaid Captain Ackland and Mrs. Newton, alone together in the parlour: that the ſaid Captain Ackland, alſo continued at this time about a week, as near as the deponent can now recollect. And one evening, this deponent having been out, and returning home acroſs the road, and obſerving a light in Mrs. Newton's bed-chamber, the deponent looked up, and ſaw the ſaid Captain Ackland and Mrs. Newton in the ſaid bed-room, and alone together: and the deponent could, and did then plainly ſee the ſaid Catherine Newton put her hands round the ſaid John Ackland's neck, and they kiſſed one another. And this deponent ſaith, that in a day or two afterwards, and whilſt the ſaid Captain Ackland was on the viſit, as before ſpoken of, this deponent went up ſtairs, to carry a bottle of water into the ſaid Catherine Newton's bed-chamber: that on this deponent opening the ſaid bed-chamber door, ſhe then ſaw the ſaid Catherine Newton and Captain Ackland, lying down upon the ſaid Catherine Newton's bed together, ſide by ſide, with his arm under her neck, and his leg over her: that the ſaid Catherine Newton was then in a riding habit; but the deponent did not obſerve, that her

petticoats were up: that the deponent did not go into the room farther than the door, but immediately ſhut the door too and retired. And this deponent ſaith, that in general, during the reſpective times that the ſaid Capt. Ackland was viſiting at the houſe of the ſaid Lord Francis Seymour, there appeared to this deponent to be the greateſt regard and familiarity between the ſaid Capt. Ackland and the ſaid Catherine Newton, and the deponent hath ſeveral times ſeen them kiſs and toy with each other: that it was part of this deponent's buſineſs to help to make the beds; and ſhe hath been ſeveral times obliged to make the ſaid Catherine Newton's bed over again, the ſame having been much tumbled in the day-time. And this deponent ſays, that, in about a fortnight after the ſaid Catherine Newton and family returned from Henſtridge to the deanery at Wells, he the ſaid Capt. Ackland came there, and continued and was left there by this deponent, when ſhe quitted her ſervice therein: that, during the laſt month this deponent was ſo in the ſervice of the ſaid family, and at Wells aforeſaid, this deponent has ſeveral times ſeen the ſaid Catherine Newton go into the ſaid Capt. Ackland's

Ackland's bed-chamber in a morning before her own maid was up, and before the ſaid Capt. Ackland was come out of his room, and uſed to ſhut the door after her. And this deponent was the more induced to obſerve the ſame, by reaſon that it was uſual for the ſaid Catherine Newton, when the ſaid Capt. Ackland was at the houſe, to get up and dreſs herſelf; but when the ſaid Capt. Ackland was not there, it was her method to have Mrs. Wilſon, her maid, to dreſs her. And this deponent ſays, that the bed-chamber of the ſaid Catherine Newton was in a different wing of the houſe from that of the ſaid Capt. Ackland's. And this deponent obſerved, that, when the ſaid Catherine Newton went to the ſaid Capt. Ackland's room, ſhe uſed to go the backway; but how long ſhe uſed to ſtay in the ſaid Capt. Ackland's room, the deponent cannot ſay. And this deponent ſaith, that, from what ſhe hath before depoſed, and by the circumſtances by her pre-depoſed to, and from the general familiar manner with which the ſaid Catherine Newton and Capt, Ackland behaved towards each other, this deponent was induced to believe, and does verily believe, that there was a criminal connection

tion between them: that this deponent underſtood, that the ſaid Catherine Newton had a huſband, from whom ſhe was ſeparated; but this deponent never, to her knowledge or belief, ſaw the producent, and is convinced, that he was never at Lord Seymour's while the deponent lived in the family; but further ſhe cannot depoſe.

The mark of ELEANOR ⋈ GOULD.

The Depoſition of John Nurſe.

September 21ſt, 1781.

JOHN NURSE, of the city of Bath, aged twenty-ſix years and upwards, a witneſs produced and ſworn.

To the tenth article of the ſaid allegation, this deponent ſays, during the year 1780, this deponent lived as poſt-boy at the New-Inn, Cannon's Grove, kept by William Beales, and about five miles diſtant from the city of Wells. And this deponent ſays, that the ſaid William Beale having been at St. Andrew's Fair, at the ſaid city of Wells, and which fair is

is kept on the thirtieth of November, on his return home to Cannon's Grove the next day or the day after, being either the firſt or ſecond of December laſt, he the ſaid William Beale, directed this deponent to go with a chaiſe to Wells, the next morning, and to be there by five o'clock; and told the deponent that a perſon would meet him there, and tell him where he was to drive from thence: that this deponent did accordingly arrive with a chaiſe at Wells, the next morning, at five o'clock, and a man met him on entering the town; and, after enquiring from whence he came, directed the chaiſe to wait near the deanery houſe till he came: that it was very dark; and the ſaid man, who was unknown to the deponent, ſhortly afterwards brought ſome things, and put them into the chaiſe, and then went away again and returned in a few minutes with two ladies and a light: that the ladies having got into the chaiſe, this deponent was ordered to go towards the Briſtol road; and the ſaid ladies afterwards ordered this deponent to take them to the Pelican-Inn, Briſtol, where they arrived about nine or ten o'clock that morning, as near as the deponent can ſpeak as to time: that this

this deponent ſuſpected there was a wedding intended; and, on the ladies arriving at the Pelican-Inn, he offered to take them on, if they were going any further; but they told the deponent, they had buſineſs to do at Briſtol, and diſcharged him. And this deponent ſays, that, in about ten minutes after, a chaiſe being ordered from the ſaid Pelican-Inn, this deponent underſtood it was for his company; and, being rather ſurpriſed thereat, he enquired of the poſt-boy, whom the deponent perſonally knew, and whoſe chriſtian name was John, but his ſirname the deponent knows not, where he was ordered to: and he, the ſaid poſt-boy, then told the deponent, he was ordered to go to Croſs, which is a village on the road from Briſtol to Bridgewater, but which is ſeveral miles nearer to Wells than Briſtol. And this deponent ſays, that he ſaw the ſaid two ladies get into the ſaid chaiſe about an hour after the deponent firſt brought them to Briſtol; but further he cannot depoſe.

JOHN NURSE.

The Depoſition of Joſeph Pope.

September 21ſt, 1781.

JOSEPH POPE, of the city of Briſtol, inn-holder, aged thirty-three years and upwards, a witneſs produced and ſworn.

To the tenth article of the ſaid allegation, this deponent ſays, that he keeps the Pelican-inn at the city of Briſtol, and kept the ſame during the months of November and December, 1780. And this deponent ſays, by a reference to his books, it appears that a chaiſe went from his houſe as aforeſaid, to the village of Croſs, being ſixteen miles and a half on the weſtern road leading to Bridgewater, on the firſt of December, 1780. And this deponent ſays, that the parties who had the ſaid poſt-chaiſe were two ladies, and the driver who brought them to the deponent's houſe belonged to Cannon's Grove: that the entry made by this deponent in his books, is in the words following: "1780, December 1ſt. The "Hon. Miſs ——— chaiſe to Croſs, "13 s. 6 d. duty, 3 s." And it alſo appears by his ſaid books, that he received

the ſaid ſum of ſixteen ſhillings and ſixpence on that day; but this deponent ſays, that he has not any knowledge of the ſaid parties, nor can he now recollect what it was induced him to enter the ſame as being let to a perſon intitled to be called honourable: that this deponent knows not the producent nor Catherine Newton, his wife; but further he cannot depoſe.

JOSEPH POPE.

The Depoſition of William Matthew.

September 21ſt, 1781.

WILLIAM MATTHEW, of the city of Briſtol, poſtillion, aged twenty-two years and upwards, a witneſs produced and ſworn.

To the eight and tenth articles of the ſaid allegation, this deponent ſays, that, ſome time about the latter end of the month of October, 1780, the time more particularly he cannot ſet forth, two ladies, who were then perfect ſtrangers to the deponent, came to the Fox and Gooſe-

Gooſe-inn, at South Brent, where the deponent then lived poſt-boy: that the ſaid ladies came in a Bridgewater chaiſe; and this deponent then underſtood that one of the ladies was named Newton, and came from Stowey. And this deponent ſays, that the ſaid two ladies were forwarded that evening by a chaiſe driven by this deponent to the White-Hart-inn, at Croſs, being ſix miles: that this deponent was there informed, that a gentleman was in waiting for the ſaid ladies; but the deponent did not ſee him. And this deponent ſays, that, in about a month or five weeks after, the time more particularly he cannot ſet forth, this deponent well remembers that the ſaid two ladies came in a poſt-chaiſe, belonging to the New-inn at Croſs, to the ſaid Fox and Gooſe-inn at South Brent, ſome time in the evening, and were then forwarded, in a poſt-chaiſe driven by this deponent, from thence quite to Stowey, which is about one and twenty miles. And this deponent ſays, that an expreſs was ſent on from Stowey to Croſs before, as this deponent knows, by reaſon that the man returned as far as South Brent with the deponent: that the houſe the deponent carried the ladies to as aforeſaid, was de-

ſcribed to this deponent as being the houſe of a Mrs. Newton. And this deponent ſays, that the direct road from Wells to Stowey is twenty-nine miles and a half: that from Wells to Croſs is, as this deponent believes, twelve miles, and from Croſs to Stowey, through South Brent, is twenty-ſeven miles. But further he cannot depoſe.

WILLIAM MATTHEW.

September 21*ſt*, 1781.

The Depoſition of Ann Fiſh.

ANN FISH, of the city of Wells, in the county of Somerſet, ſpinſter, aged eighteen years and upwards, a witneſs produced and ſworn.

To the ſixth article of the ſaid allegation, this deponent ſays, that ſhe has known Catherine Newton, party in this cauſe, for ſeveral years laſt paſt, and came to know her by her being at the deanery at Wells with her father: that this deponent was employed and worked for the ſaid Catherine Newton as her mantua-maker.

And

And this deponent ſays, that ſome time afterwards, the latter end of June, or beginning of July, 1780, this deponent, by the directions of the ſaid Catherine Newton, let out a gown for her three or four inches in the body, and ſuch gown was afterwards left by the ſaid Catherine Newton, as a pattern for others to be made by: but this deponent ſays, that on the ſaid Catherine Newton's return to Wells, in the month of December following, the ſaid Catherine Newton having occaſion for another gown to be made, this deponent took freſh meaſure of her for the ſame: but this deponent ſays, that ſhe did not then make any particular obſervation with reſpect to any difference in her ſize. But further ſhe cannot depoſe.

ANN FISH.

The Depoſition of Ann Begg.

ANN BEGG, of the city of Wells, ſpinſter, aged twenty-three years and upwards, a witneſs produced and ſworn.

To the firſt, ſecond, third, and twelfth articles of the ſaid allegation, this deponent

nent ſays, that ſhe firſt came to know the Hon. Catherine Newton, party in this cauſe, ſometime in the month of November, 1779, at which time ſhe the deponent went to live as a ſervant with the father of the ſaid Catherine Newton, the Right Hon. and Rev. Lord Francis Seymour, at the deanery houſe in Wells, with whom the ſaid Catherine Newton then reſided: that this deponent continued in the ſervice of the ſaid Lord Francis Seymour, till the month of May, 1780: that when this deponent firſt went to live in the ſaid family, the articulate John Ackland was therein, and was conſidered and treated as one of the family: that when the deponent had been in the ſaid family a ſhort time, ſhe obſerved a great familiarity and regard between the ſaid Catherine Newton and Captain John Ackland; and this deponent has frequently ſeen them walking about, arm in arm, together; and they uſed to go out riding together. And this deponent ſays, that on a day, happening whilſt ſhe was in the ſervice of the ſaid family, but the particular time ſhe cannot ſet forth, this deponent being employed in clearing the drawing-room, the ſaid Catherine Newton paſſed through the ſaid drawing-room into the ſaid Captain Ackland's

Ackland's bed-chamber: that there was a way through Captain Ackland's bed-chamber to go down ſtairs; and this deponent having finiſhed clearing the drawing-room, intended going that way to the kitchen, but firſt looked through the key-hole of the door, to ſee if any one was in the ſaid chamber. And this deponent ſays, that ſhe then ſaw the ſaid Catherine Newton and Captain Ackland, ſtanding face to face in the ſaid bed-chamber alone together; and the deponent thereupon immediately turned back, and went the other way. And this deponent ſays, that during the whole time, from the month of November, 1779, until within a fortnight of the time this deponent quitted the deanery, being until the latter end of the month of April, or beginning of the month of May, 1780, ſhe the ſaid Catherine Newton and Captain Ackland, conſtantly, to the beſt of this deponent's recollection, reſided with the ſaid Lord Francis Seymour at the deanery, except that ſome time after Chriſtmas, the ſaid Catherine Newton went on a viſit at Eſburg, as the deponent underſtood, for about a week, and returned home, and brought a young lady with her from thence, whoſe name was Gapper. And this

this deponent ſays, that about a fortnight before the deponent left the deanery, ſhe the ſaid Catherine Newton left her father's houſe, accompanied by Captain Ackland, and went, as this deponent then underſtood and believes, to a houſe ſhe had taken at Stowey. And this deponent ſays, that ſhe always underſtood, that the ſaid Catherine Newton was a married woman; but the deponent knows not, to her knowledge, that ſhe ever ſaw the producent. And further cannot depoſe.

ANN BEGG.

September 18th, 1781.

The Depoſition of Robert Maynard.

ROBERT MAYNARD, of the city of Wells, in the county of Somerſet, hairdreſſer, aged thirty-ſeven years and upwards, a witneſs produced and ſworn.

To the firſt, ſecond, and third articles of the ſaid allegation, this deponent ſays, that he has known Catherine Newton, party in this cauſe, from a child, and came ſo to know her, by her reſidence at Wells with

with her father, the Right Hon. and Rev. Lord Francis Seymour, the Dean of Wells, who employed this deponent as his barber. And this deponent ſays, that the articulate Captain John Ackland, being quartered at Wells, ſometime in the beginning of the year 1779, he the ſaid Captain Ackland became very intimate at the deanery; inſomuch, that he principally reſided there. And ſometime between the months of March and April, 1779, his the ſaid Captain Ackland's ſervant being abſent, this deponent was employed by him at the deanery, and dreſſed his hair there; and this deponent thereby came to know which was his room. And this deponent ſays, that being one day in the ſaid houſe, about one or two o'clock, and going up ſtairs with the Dean's wig, and thereby having occaſion to paſs by the bed-chamber of the ſaid Captain Ackland; and the door thereof being open, this deponent then and there ſaw the ſaid Catherine Newton and Captain Ackland ſtanding in the ſaid bed-chamber together: and on their ſeeing this deponent, ſhe the ſaid Catherine Newton haſtily ſhut to the door. And this deponent ſays, that whilſt the ſaid Captain Ackland was at Wells, he the deponent

has very frequently ſeen him walking about with the ſaid Catherine Newton, arm in arm together; and ſuch their familiarity, was the general talk of the neighbourhood. And this deponent ſays, that he perſonally knows John Newton, Eſq; the producent in this cauſe, having been employed by him previous to his marriage, when he was paying his addreſſes to the ſaid Catherine Newton at Wells: but this deponent ſays, that ſince the marriage of the producent with the ſaid Catherine Newton, this deponent has never ſeen him; and verily, and in his conſcience believes, that he the ſaid producent has never ſince been at Wells. And further he cannot depoſe.

ROBERT MAYNARD.

The Depoſition of Elizabeth Bindloſe.

October 11th, 1781.

ELIZABETH BINDLOSE, of King's Bromley, in the county of Stafford, ſpinſter, aged thirty years and upwards, a witneſs produced and ſworn.

To

To the twelfth article of the ſaid allegation, this deponent ſays, that ſhe has lived ſervant with John Newton, Eſq; the producent in this cauſe, for theſe eight years laſt paſt, and thereby firſt became acquainted with him, and alſo with Catherine Newton his wife, the other party in this cauſe, with whom he intermarried about five years and ſome months ſince, as near as the deponent can ſpeak as to time. And this deponent ſays, that a ſeparation took place between the ſaid John Newton and Catherine Newton his wife, ſome time in, or about the month of October, 1777, on account of the improper behaviour of the ſaid Catherine Newton: that the ſaid John Newton then took the ſaid Catherine Newton over to France, as this deponent underſtood and believes; and having left her at Paris, he the ſaid John Newton returned to his houſe at King's Bromley, ſome time in the month of December following. And this deponent ſays, that from that time, he the ſaid John Newton has conſtantly lived and reſided at King's Bromley, in the county of Stafford aforeſaid, ſeparate and apart from the ſaid Catherine Newton his wife, whom the deponent has never ſince ſeen: and he the ſaid John Newton, has never been

abſent from his ſaid houſe, at King's Bromley, for twenty-four hours together, from ſuch his return from France to the preſent time, except for three nights, in June, 1779, when he went to Liverpool: that he the ſaid John Newton is, as this deponent has heard and believes, of the age of ſixty-four years and upwards; and for theſe two years laſt paſt, has been in a very weak and relaxed ſtate of body; and ſome time in, or about the month of December, 1779, was ſo very ill, as to be incapable of going up and down ſtairs without aſſiſtance; and was then attended by Dr. Aſh, and Mr. Edward Lightwood articulate. And this deponent ſays, that from her conſtant reſidence with the ſaid John Newton, and her attendance on him, ſhe is enabled, and doth take upon herſelf, poſitively to ſwear, that from the month of December, 1779, incluſive, to the month of April, 1780, incluſive, he the ſaid John Newton was never once out of his houſe and garden at King's Bromley aforeſaid; during which time, ſhe the ſaid Catherine Newton was never at King's Bromley, to this deponent's knowledge or belief, or had any intercourſe, acceſs, or connection whatever with her ſaid huſband, from the time of his return

from

from France as aforeſaid: that this deponent has heard and believes, that King's Bromley is upwards of a hundred miles from Somerſetſhire. But further ſhe cannot depoſe.

ELIZABETH BINDLOSE.

The Depoſition of John Aſh.

October 13*th*, 1781.

JOHN ASH, of Birmingham, in the county of Warwick, doctor of phyſic, aged fifty-ſeven years and upwards, a witneſs produced and ſworn.

To the twelfth article of the ſaid allegation, this deponent ſays, that he has known and been acquainted with John Newton, Eſq; the producent in this cauſe, and has attended him as his phyſician for ſeveral years paſt. And this deponent ſays, that he attended the ſaid John Newton, and preſcribed for him in the month of December, 1779, and in February, 1780; and he was then univerſally enervated and in a debilitated ſtate of body; and to the beſt of this deponent's knowledge

ledge and belief, he the ſaid John Newton was incapable of then being the father of a child; and from the nature of his complaints, the deponent had reaſon to apprehend, that the ſaid John Newton was in danger of an univerſal paralyſis at theſe times: that he the ſaid John Newton then reſided at King's Bromley, in the county of Stafford, ſeparated, as the deponent believes, from Catherine Newton his wife, the other party in this cauſe. But further he cannot depoſe.

JOHN ASH.

The Depoſition of William Smith.

September 22d, 1781.

WILLIAM SMITH, of Bridgewater, in the county of Somerſet, oſtler, aged twenty years and upwards, a witneſs produced and ſworn.

To the fifth, ſeventh, and eighth articles of the ſaid allegation, this deponent ſaith, that he firſt came to know and be acquainted with Catherine Newton, ſome time in the ſummer of the year 1780, at which

which time ſhe came to reſide at Stowey, this deponent being then a poſt-boy at the King's-head at Bridgewater, being about eight or nine miles diſtant from Stowey. And this deponent ſaith, that, on the thirtieth of October, 1780, a chaiſe went from the King's-head at Bridgewater, where the deponent then lived, and took the ſaid Catherine Newton and a young lady with her, from Stowey to the Fox and Gooſe-inn, in the road from Bridgewater to Briſtol; about ten miles from Bridgewater, and about eighteen miles from Stowey. And this deponent ſaith, that the ſaid ladies were forwarded from the Fox and Gooſe-inn, in another chaiſe; and went, as he has heard and believes, to the White-Hart-inn at Croſs, which is ſix miles diſtant from the Fox and Gooſe aforeſaid: that the deponent had, at the time by him depoſed to, lived at the King's-head aforeſaid for ſome years; but never before knew the ſaid Catherine Newton to have a chaiſe from that inn.

To the tenth and eleventh articles of the ſaid allegation, this deponent ſaith, that, on the laſt day of November, 1780, or the firſt or ſecond of December, (the day more particularly he cannot ſet forth)

a boy

a boy came from Croſs and ſtopped at the King's-head at Bridgewater, in his way to Stowey, in the evening, and directed a chaiſe to be kept in readineſs there, to take Mrs. Newton on to Stowey: that a chaiſe was accordingly prepared, and this deponent ſat up to drive the ſame until ſome time in the middle of the night, when an empty chaiſe came from Stowey, and ſtopped at the King's-head aforeſaid; and the deponent then underſtood, from the poſt-boy thereof, that he had carried the ſaid ladies quite to Stowey, from the Fox and Gooſe aforeſaid. And this deponent ſaith, that, on the ſeventh of December following, this deponent carried the ſaid Mrs. Newton and the other lady, (who the deponent underſtood was named Gapper) from Stowey to Piper's-inn, which is the direct road to Wells. And this deponent ſaith, that, from Stowey to Wells, the direct road, is twenty-nine miles; and that from Stowey to Wells, (to go by the Fox and Gooſe, and the village of Croſs) is full thirty-ſix miles.

WILLIAM SMITH.

The Depoſition of Sarah Lockier.

September 22d, 1781.

SARAH LOCKIER, of the city of Wells, in the county of Somerſet, aged twenty-ſix years and upwards, a witneſs produced and ſworn.

To the ſecond, third, and fifth articles of the ſaid allegation, this deponent ſaith, that ſhe firſt came to know Catherine Newton ſome time in the month of May, 1779, when this deponent firſt went to live with the family of Lord Francis Seymour, Dean of Wells, in whoſe ſervice ſhe now is, and with whom ſhe then reſided: that this deponent underſtood that the ſaid Catherine Newton was a married woman, and was ſeparated from her huſband: that, ſome time in the year 1779, Capt. John Ackland, an officer in the militia quartered at Wells, became very intimate in the family of the ſaid Lord Francis Seymour, and ſlept at the deanery; and a particular attachment, from that time, appeared between Capt. Ackland and Mrs. Newton. And this deponent heard in the family, and believes, that Lord Francis Seymour was uneaſy

thereat: that the ſaid Captain Ackland and Mrs. Newton often walked out alone together: ſome times arm in arm together, in a familiar manner, towards the latter end of the ſaid year 1779, or beginning of the year 1780; in the courſe of which winter, they went to two maſquerades in Wells together. And this deponent ſaith, that, in the courſe of the firſt ſummer that this deponent lived with the Dean's family, (to wit, in the ſummer of the year 1779) the ſaid family being at their country houſe at Henſtridge, about three and twenty miles from Wells, the ſaid Captain Ackland came there, as the deponent remembers, two or three times, on viſits at the ſaid houſe. And the deponent ſaith, that ſhe did ſeveral times ſee the ſaid Captain Ackland, in the courſe of that ſummer, ſitting alone with Mrs. Newton, in her bed-chamber, at Henſtridge; but this deponent ſaith, that ſhe never, to the beſt of her recollection, ſaw any indecent familiarities paſs between them. And this deponent ſaith, that, ſome time in or about the month of May, 1780, Mrs. Newton quitted her father's houſe at Wells, and went to reſide at Stowey; but this deponent cannot recollect who accompanied her thither.

To

To the eleventh and twelfth articles of the ſaid allegation, this deponent ſaith, that, ſome time in or about the month of December, 1780, Mrs. Newton came to her father's houſe at Wells, on a viſit, and ſtaid there about a month or five weeks; but the deponent did not obſerve any alteration in her ſize. And this deponent ſaith, that, from the time this deponent firſt went to live in the family of Lord Francis Seymour, the ſaid Mrs. Newton conſtantly reſided with her father, either at the deanery, at Wells, or at Henſtridge, in the ſame county, untill ſhe removed to Stowey: that the ſaid Mrs. Newton went on a viſit at Henſtridge, for about a fortnight, whilſt her father was at Wells, ſome time in the winter before ſhe ſo went to Stowey; and alſo on another viſit, in the ſame winter, to Horſington, being about tweny-one miles, to a Mr. Wickham; at whoſe houſe the deponent alſo thinks ſhe ſtaid about a fortnight: that this deponent never, to her knowledge, ſaw John Newton, Eſq; the producent in this cauſe, but has heard he lives in Staffordſhire.

SARAH LOCKIER.

The Depoſition of Eliſabeth Pluſh.

ELISABETH PLUSH, of the city of Wells, in the county of Somerſet, widow, aged fifty-three years and upwards, a witneſs produced and ſworn.

To the eighth and ninth articles of the ſaid allegation, this deponent ſaith, that ſhe goes out into families waſhing, and hath ſo done for ſome years, in the city of Wells; and ſome time in or about the beginning of the month of November, 1780, this deponent was employed as a waſher-woman, in the houſe of the articulate John Rocke, a ſurgeon and man-midwife at Wells: that this deponent underſtood, in the ſaid family of the ſaid John Rocke, that there were two ladies juſt then come into the houſe, one of whom Mrs. Rocke called Mrs. Smith; that the ſaid ladies occupied the lodgings which had been in the poſſeſſion of a Dr. Stevenſon; and it ſhortly afterwards became the talk of the ſaid city of Wells, that one of the ſaid ladies was Mrs. Newton, the Dean of Wells's daughter, who was come there to lye-in: that, in about a fortnight or three weeks afterwards, as near as the deponent can recollect as to the

the time, the ſaid Mrs. Rocke employed this deponent to waſh a dozen new clouts, from which this deponent was induced to believe, that one of the ſaid ladies was come to lye-in: that this deponent had no opportunity of ſeeing either of the ſaid ladies; and knows not further to depoſe.

The mark of ELISABETH ⋊ PLUSH.

The Depoſition of the Rev. John Golden.

The Rev. JOHN GOLDEN, clerk of the city of Wells, aged fifty-ſix years and upwards, a witneſs produced and ſworn.

To the ſecond and third articles of the ſaid allegation, this deponent ſaith, that he hath known Catherine Newton, party in this cauſe, for ſeveral years; and ſo came to know her, by her reſiding at Wells with her father, the Dean of Wells, in whoſe family this deponent viſited. And this deponent ſaith, that, ſome time in the year 1779, as near as the deponent can recollect as to the time, the ſaid Catherine Newton being then at her ſaid father's, and, being ſeparated from her huſband,

huſband, John Newton, Eſq; the producent in this cauſe, he the deponent firſt obſerved a particular acquaintance formed by the ſaid Catherine Newton with a Captain Ackland, who was then quartered in Wells: that the ſaid Captain Ackland appeared to be very intimate in the Dean's family, and ſpent much of his time there. And, as the deponent thinks, ſlept at the deanery about the year 1779, or 1780; but more particularly the deponent cannot ſpeak: that this deponent hath ſeen the ſaid Catherine Newton and Captain Ackland walking arm in arm together about that time; and hath alſo ſeen them riding out together. And when this deponent hath been at the deanery, he hath obſerved an apparent fondneſs between the ſaid Catherine Newton and the ſaid Captain Ackland: and ſuch fondneſs became ſo viſible, that it was a converſation in Wells; and, as the deponent believes, was a cauſe of uneaſineſs to the Dean. But further he cannot depoſe.

JOHN GOLDEN.

The

The Depoſition of William Beale.

WILLIAM BEALE, of Cannon's Grove, in the county of Somerſet, innholder, aged forty years and upwards, a witneſs produced and ſworn.

To the tenth article of the ſaid allegation, this deponent ſaith, that, being at Wells fair, on St. Andrew's day, the thirtieth of November, 1780, this deponent, in the ſaid city of Wells, met with Mr. John Rocke, a ſurgeon and manmidwife of the ſaid city of Wells, who is well known to this deponent; and he, the ſaid John Rocke, then beſpoke a poſtchaiſe of this deponent, and directed the ſame to be at Wells between four and five o'clock the next morning: that the ſaid John Rocke did not inform the deponent where the ſaid chaiſe was to go; and the deponent conſidered it as rather ſingular, that he ſhould order a poſtchaiſe to go to Wells, from Cannon's Grove, to take company: that this deponent gave orders, when he went home, for a chaiſe to be at Wells accordingly; and, when it returned home, the driver told the deponent, he had carried two women therein to Briſtol, and brought home

home the money for the ſame accordingly; but further he cannot depoſe.

WILLIAM BEALE.

The Depoſition of Elizabeth Sayer.

ELIZABETH SAYER, (wife of James Sayer) of Weſt Horſington, in the county of Somerſet, aged twenty-three years and upwards, a witneſs produced and ſworn.

To the ninth article of the ſaid allegation, the deponent ſaith, that ſhe the deponent was brought-to-bed ſome time about thirteen months ſince; and that after this deponent was up, and ſome time before Chriſtmas laſt, but the time more particularly ſhe cannot recollect, early one morning, this deponent having been before applied to by Mr. Rocke, a ſurgeon and man-midwife at Wells, ſhe the deponent received from the hands of her huſband, a male child to nurſe; which child, he the ſaid James Sayer, her huſband, then told her, had been delivered to him by the ſaid Mr. Rocke that morning: that ſuch child was a full grown child; and this deponent put out her own child to make

make way for the ſame; and ſuch child has ever ſince been at nurſe with this deponent, and continues ſo to be: that Weſt Horſington is about two miles and a half from Wells: that this deponent is paid for nurſing the ſaid child monthly by the ſaid Mr. Rocke. But further ſhe cannot depoſe; and knows not whoſe child it is that ſhe ſo has at nurſe as aforeſaid.

The mark of ELIZABETH ⋈ SAYER.

The Depoſition of the Rev. John Wickham.

The Rev. JOHN WICKHAM, clerk of Horſington, in the county of Somerſet, aged fifty years and upwards, a witneſs produced and ſworn.

To the third and fourth articles of the ſaid allegation, this deponent ſaith, that he hath known and been well acquainted with Lord Francis Seymour, Dean of Wells, and Catherine Newton party in this cauſe, his daughter, and the reſt of his family for ſeveral years, by viſiting as neighbours at Henſtridge, where the Dean had a houſe: that this deponent hath, in

the courſe of the year 1779, or beginning of the year 1780, met the articulate Captain Ackland at the Dean's houſe; and there then appeared to the deponent, to be an attachment between the ſaid Catherine Newton and the ſaid Captain Ackland: but the deponent did not ſee or ſuſpect any thing indecent paſſing between them. And this deponent ſaith, that being on a viſit ſometime in the beginning of the year 1780, the ſaid Catherine Newton propoſed coming to ſtay a few days at this deponent's houſe; and Captain Ackland, who was then preſent, to the beſt of the deponent's recollection, ſaid, that probably he might come alſo: and accordingly, ſome time in the beginning of February, 1780, ſhe the ſaid Catherine Newton, accompanied by the articulate Miſs Gapper, came to the deponent's houſe at Horſington, which is about twenty miles from Wells, and ſtaid there ſomething more than a fortnight, as near as the deponent can ſpeak: that in two or three days after the ſaid Catherine Newton and Miſs Gapper came to the deponent's houſe, the articulate Captain Ackland alſo arrived there, and ſtaid and went away with them: that while the parties were at this deponent's ſaid houſe, they went

went one day to dinner at Mr. Gapper's at Eſtridge-Aſh, and alſo went to an aſſembly at Wincanton, accompanied by this deponent and his wife: that Eſtridge-Aſh and Wincanton are both in the neighbourhood of Horſington; and the ſaid Catherine Newton was never a whole day abſent from the deponent's houſe during the time ſhe was on her ſaid viſit there: that this deponent did not obſerve any thing that could then induce the deponent to ſuſpect the ſaid Catherine Newton being pregnant; and does not recollect ever to have ſeen her ſince. And further he cannot depoſe, ſave that ſhe the ſaid Catherine Newton and Captain Ackland rode out together, as the deponent remembers, on the firſt day, or on a Sunday in the ſaid month of February, while on ſuch viſit, and during church-time, at which the deponent was rather diſpleaſed; but never ſaw any thing indecent paſs between the ſaid Catherine Newton and Captain Ackland, whilſt on their ſaid viſit as aforeſaid.

JOHN WICKHAM.

The Depoſition of the Hon. Frances Seymour.

The Hon. FRANCES SEYMOUR, of Wells, in the county of Somerſet, aged twenty years and upwards, a witneſs produced and ſworn.

To the ſecond and twelfth articles of the ſaid allegation, this deponent ſaith, that ſhe is the ſiſter of Catherine Newton, party in this cauſe. And this deponent ſaith, that the ſaid Catherine Newton, after the ſeparation took place between her and John Newton, Eſq; her huſband, the producent in this cauſe, to wit, ſome time in the year 1777, came to reſide with her father, the Right Hon. and Rev. Lord Francis Seymour, Dean of Wells, at the city of Wells, and where and with whom this deponent did then, and doth now reſide. And this deponent ſaith, that after the return of her ſaid ſiſter to her father's houſe, as aforeſaid, and ſome time, as the deponent beſt remembers, in the month of February, 1779, the articulate John Ackland, an officer in the Devonſhire militia, being quartered at Wells, viſited at this deponent's father's houſe; and in a very ſhort time, became very intimate in the family, and ſpent much

much of his time in the family: and after the regiment had quitted the town, as the deponent beſt remembers, towards the latter end of the year 1779, the ſaid Capt. Ackland was on a viſit in the family, and then ſlept at the houſe, and was intimate with the family in general: but the deponent knows not, nor ever obſerved any particular attachment between the ſaid Captain Ackland and Catherine Newton. And this deponent ſaith, that from the time the ſaid Catherine Newton came to her father's houſe, in the winter of the year 1777, until the month of May, 1780, when ſhe went to reſide at Stowey, the ſaid Catherine Newton conſtantly viſited with her father and the family, either at the deanery at Wells, or at their houſe at Henſtridge, about twenty-four miles from Wells, except only when ſhe was on viſits in the neighbourhood: that ſometime in the beginning of February, 1780, the ſaid Catherine Newton was abſent from her father's houſe for about a fortnight, and was then, as the deponent underſtood and believed, on a viſit at the Rev. Mr. Wickham's at Horſington, about twenty miles from Wells, and was alſo at Henſtridge for a few days in March, 1780, whilſt the family were at Wells; but ſave

and

and except thoſe two viſits, ſhe the ſaid Catherine Newton conſtantly reſided at the houſes of the ſaid Lord Francis Seymour aforeſaid, and with the deponent, during the whole month of December, 1779, and the following months of January, February, and March, 1780, apart from her huſband John Newton, Eſq; the producent in this cauſe, who, the deponent underſtood and believes, was then reſident at King's Bromley, in Staffordſhire, and who had not, to the deponent's knowledge or belief, any acceſs to the ſaid Catherine Newton his wife, during that time. And further ſhe cannot depoſe.

FRANCES SEYMOUR.

The Depoſition of Elizabeth Doughty.

September 25th, 1781.

ELIZABETH DOUGHTY, of the city of Wells. in the county of Somerſet, ſpinſter, aged forty-ſix years and upwards, a witneſs produced and ſworn.

To the ſecond and twelfth articles of the ſaid allegation, the deponent ſaith, that

that ſhe hath known Catherine Newton, wife of John Newton, Eſq; from her infancy, and came to know her by living as a ſervant in the family of Lord Francis Seymour, her father, for theſe twenty years laſt paſt. And this deponent ſaith, that, about four years ago, as near as ſhe can recollect as to the time, Mrs. Newton came to her ſaid father's houſe at Wells; a ſeparation having taken place, as the deponent underſtood, between her and her huſband. And this deponent ſaith, that Captain John Ackland, having been quartered at Wells, and thereby having become acquainted with the Dean's family, ſome time in or about the year 1779, became intimate in the family, and ſpent much of his time, and ſlept there; but this deponent ſaith, that ſhe never obſerved any particular attachment between Mrs. Newton and Capt. Ackland. And this deponent ſaith, that, from the time Mrs. Newton came to the houſe of her father, at Wells, until ſhe went to reſide at Stowey, ſome time in or about the month of May, 1780, the ſaid Mrs. Newton conſtantly reſided at her ſaid father's houſe at Wells, or Henſtridge, about twenty-four miles from Wells, except when ſhe went to pay viſits

ſits in the neighbourhood: that this deponent remembers Mrs. Newton went to pay a viſit, for about a fortnight, to Mr. Wickham of Horſington, ſome time in January or February, 1780; and alſo went to Henſtridge for a few days, ſome ſhort time after her return from Mr. Wickham's, and whilſt the Dean's family were at Wells; but, except theſe two viſits, this deponent ſaith that Mrs. Newton, to the beſt of this deponent's recollection and belief, conſtantly reſided with her father, apart from her huſband, during the whole month of December 1779, and January, February, and March, 1780: that the deponent well knows the ſaid John Newton, by his formerly viſiting in the Dean's family; but this deponent hath never ſeen him ſince the return of Mrs. Newton to her father's houſe; and doth verily believe, that the ſaid John Newton and Catherine Newton have never had any acceſs, intercourſe, or connection with each other ſince.

ELISABETH DOUGHTY.

The Depoſition of Grace Perfrey.

GRACE PERFREY, of Croſs, in the county of Somerſet, widow, aged thirty years and upwards, a witneſs produced and ſworn.

To the eight article of the ſaid allegation, this reſpondent ſaith, that ſhe keeps the White Hart-inn at Croſs, which is about twelve miles from Wells; and hath kept the ſame for ſome years. And the deponent ſaith, that, on Cherry-fair Day, which was kept on the 29th or 30th of October 1780, John Rocke, a ſurgeon at Wells, who is perſonally known to the deponent, came to her houſe, ſome time in the evening, and ordered a fire in the parlour, ſaying that two ladies were coming in a chaiſe; and accordingly, ſome time after candle-light, two ladies, who were ſtrangers to this deponent, came in a chaiſe, from the Fox and Gooſe, an inn about ſix miles from Croſs, on the Bridgewater road: that, after the ſaid ladies had been in the parlour ſome time, with the ſaid Mr. Rocke, the deponent was called in, and aſked by Mr. Rocke, if ſhe could let them have a chaiſe, with a careful driver, to carry the ſaid ladies

to Wells; and, the deponent ſaying ſhe could, he deſired to ſee the driver; and the deponent thereupon ſent William Thomas, one of her drivers, into the room, who, on coming out, told the deponent that one of the ſaid ladies was Mrs. Newton; and that he could not think what could make her come that road to go to Wells; or he expreſſed himſelf to that effect. And this deponent ſaith, that, a chaiſe being prepared, and this deponent being paid for the hire thereof, as far as Wells, the two ladies left this deponent's houſe therein, accompanied by the ſaid Mr. Rocke, on horſeback, between nine and ten o'clock that night, as near as the deponent can recollect. And this deponent ſaith, that, on the return of the ſaid chaiſe, this deponent underſtood, from the ſaid William Thomas, the driver thereof, that he had carried the ſaid ladies to Wells, and ſet them down at the beginning of the town; but knows not where they went.

The mark of GRACE ⋈ PERFREY.

The

The Depoſition of James Sayer.

September 26th, 1781.

JAMES SAYER, of Weſt-Herrington, in the county of Somerſet, hatter, aged twenty-three years and upwards, a witneſs produced and ſworn.

To the ninth article of the ſaid allegation, this deponent ſaith, that, early in the morning of the 22d of November, 1780, John Rocke, who is well known to the deponent, and who is a ſurgeon and man-midwife at Wells, came over on horſeback to the deponent's houſe at Weſt-Herrington, being about two miles diſtant from Wells, and deſired the deponent to go back with him to Wells, to take a child for his wife, Eliſabeth Sayer, to nurſe; he the ſaid John Rocke having before agreed with this deponent's ſaid wife to nurſe a child: that accordingly this deponent then went to Wells with the ſaid Mr. Rocke, to his houſe; and there, from the hands of the ſaid Mr. Rocke's wife, received a male child; which appeared to the deponent to be a full-grown child; and which the deponent then carried in his arms to his ſaid

wife, at Weſt-Herrington, to nurſe; and with whom the ſaid child hath ever ſince continued; that the ſaid Elizabeth Sayer, this deponent's wife, had then a young child of her own, which was put out, to make way for the child delivered to the deponent by Mrs. Rocke, as aforeſaid: that this deponent made a memorandum a few days afterwards, as to the time he ſo received the ſaid child; and it therefore enabled him to ſpeak to the time he ſo received the ſame: that the ſaid Mr. Rocke pays for the nurſing of the ſaid child; but the deponent knows not whoſe child it is, ſave from the general report at Wells, and about Weſt-Herrington, that the ſaid child is Mrs. Newton's; but the deponent knows not either of the parties in this cauſe.

JAMES SAYER.

The Depoſition of Joſiah Savage.

September 26th, 1781.

JOSIAH SAVAGE, of Redſtock, in the county of Somerſet, gentleman, aged thirty-

thirty-five years and upwards, a witneſs produced and ſworn.

To the third and eleventh articles of the ſaid allegation, this deponent ſaith, that he hath perſonally known Catherine Newton for three years laſt paſt, and came to know her, by her uſing the Bell-inn at Redſtock, which is eleven miles and an half from Wells; and which inn is kept by the deponent's mother, with whom the deponent lives. And this deponent ſaith, that, one morning in the ſpring of the year 1780, Mrs. Newton came on horſeback to the ſaid inn, accompanied by an officer, who the deponent underſtood and believes to be Capt. Ackland; and attended by a man-ſervant. And the ſaid Mrs. Newton and Captain Ackland walked arm in arm in a familiar manner, and went to ſee ſome new coal-works together at Redſtock, and ſtaid at Redſtock together about two hours, and then rode away towards Wells. And this deponent ſaith, that, on a day happening in the month of January laſt paſt, this deponent being at a houſe called Piper's-inn, in the road from Bridgewater to Wells, did then and there again ſee Mrs. Newton, who came there in a phaeton. And this deponent ſaith, that he then took particular

particular notice of her, and ſhe appeared to be very much altered, and as if ſhe had been ill ſhortly before.

JOSIAH SAVAGE.

The Depoſition of John Worlock.

September 26th, 1781.

JOHN WORLOCK, of the city of Briſtol, poſtilion, aged eighteen years and upwards, a witneſs produced and ſworn.

To the tenth article of the ſaid allegation, this deponent ſaith, that he well remembers, on a morning between eight and nine o'clock, ſome time in the latter end of November, or beginning of December, 1780, this deponent took up two ladies in a poſt-chaiſe, from the Pelican-inn at Briſtol, and drove them to the New-inn at Croſs, being eighteen miles: that the ſaid ladies were both ſtrangers to the deponent; but they were brought to the Pelican-inn, in a poſt-chaiſe, driven by one John Nurſe, whom the deponent knows, and who then told the deponent he brought them from Wells, which is twenty-

twenty-one miles from Briſtol: that the ſaid ladies were afterwards forwarded in another chaiſe, from the New-inn at Croſs, as the deponent then underſtood, to the Fox and Gooſe, being about ſix miles from Croſs: that they were then drove by one William Holland, who is alſo known to the deponent: that the deponent never before ſaw the ſaid ladies, or either of them, to his knowledge.

The mark of JOHN ⋊ WORLOCK.

The Depoſition of William Stallard.

WILLIAM STALLARD, of Croſs, in the county of Somerſet, poſtilion, aged twenty-one years and upwards, a witneſs produced and ſworn.

To the tenth article of the ſaid allegation, this deponent ſaith, that he hath perſonally known Catherine Newton for theſe three years laſt paſt; and came to know her by her coming occaſionally to the New-inn at Croſs, where this deponent lives poſtilion. And this deponent ſaith, that on the firſt day of December laſt, this deponent drove Mrs. Newton and another lady

lady in a chaiſe, from the ſaid New-inn at Croſs, to the Fox and Gooſe, which is a houſe on the road from Croſs to Bridgewater, and ſix miles from Croſs: that Mrs. Newton and her companion had come in a chaiſe from Briſtol to Croſs the ſame day, and were then driven by a man whom the deponent knows, and whoſe name is John Worlock: that the deponent left the ſaid ladies at the Fox and Gooſe, but a chaiſe had been ordered by them to go to Stowey. And this deponent ſaith, he is the more certain the ſaid ladies were going to Stowey, by reaſon that a boy was ſent forwards by them, with a letter to Stowey from Croſs, before the deponent ſet off with the ſaid ladies. And this deponent ſaith, that to the beſt of his belief, it is about twenty miles from Wells to Stowey, the direct road; that it is, according to the rate of paying for a chaiſe, twenty-one miles from Wells to Briſtol, eighteen miles from Briſtol to Croſs, eighteen miles from Croſs to Bridgewater, and nine miles from thence to Stowey.

WILLIAM STALLARD.

The

The Depoſition of Robert Woolams.

September 27th, 1781.

ROBERT WOOLAMS, of Wells, in the county of Somerſet, ſervant, a witneſs produced and ſworn.

To the ſeventh article of the ſaid allegation, this deponent ſaith, that he is, and hath been for ſome years laſt paſt, waiter at the Swan-inn at Wells, and thereby came to know and be acquainted with the Dean of Wells's family, and with Catherine Newton his daughter. And this deponent ſaith, that on Saturday the 5th of Auguſt, 1780, the ſaid Catherine Newton, accompanied by Miſs Gapper, came to Wells, and lodged one night at the ſaid Swan-inn, and went away the next morning in a chaiſe: that the deponent never, before or ſince, remembers the ſaid Catherine Newton to have ſlept at the ſaid inn.

ROBERT WOOLAMS.

The Depoſition of William Thomas.

September 29th, 1781.

WILLIAM THOMAS, of Croſs, in the county of Somerſet, poſtilion, aged thirty years and upwards, a witneſs produced and ſworn.

To the eighth article of the ſaid allegation, this deponent ſaith, that he lives, as poſtilion, at the White-Hart-inn at Croſs, a village diſtant from Wells about eleven miles, and in the road from Bridgewater to Briſtol, and where he hath lived for fifteen months laſt paſt. And this deponent ſaith, that on the 13th of October laſt, a gentleman came to the ſaid White-Hart-inn on horſeback, and waited there for ſometime, and until two ladies came in a poſt-chaiſe from the Fox and Gooſe inn, about ſix miles from Croſs, on the ſaid road from Bridgewater to Briſtol: that the ſaid chaiſe was driven by a poſt-boy, named William Matthew, who is known to the deponent: and, after the ſaid ladies had been at the White-Hart-inn about an hour, (and about nine o'clock at night of the ſaid 13th of October) the ſaid ladies got into a poſt-chaiſe, and were driven therein by this deponent, to the entrance

entrance of the town of Wells; at which place they arrived at about twelve o'clock that night: that the ſaid gentleman accompanied the ladies on horſeback, and took the things out of the chaiſe: that when the ladies got out, one of them told the gentleman that Mrs. Newton had not ſilver enough to give the deponent; and thereupon the gentleman gave the deponent ſome ſilver for driving the ſaid ladies. And this deponent ſaith, that being at Bridgewater the next day, and having there, in converſation, learned that the ladies he had driven the night before, came from Stowey, he afterwards mentioned the ſame to his miſtreſs, (Grace Perfrey) and expreſſed his ſurprize that they ſhould go ſo much about, the road from Stowey to Wells (the direct way) being about twenty-nine miles, and the way they came being about thirty-ſeven miles. And this deponent ſaith, that from his chaiſe-bills, he is certain as to the driving the ſaid ladies, as aforeſaid. And this deponent hath ſince ſeen the gentleman who ſo attended them on horſeback; and, upon enquiry, finds his name is Rocke.

The mark of WILLIAM ⋈ THOMAS.

The Depoſition of Elizabeth Bowen.

ELIZABETH BOWEN, wife of the Rev. John Bowen, clerk, of Wells, in the county of Somerſet, aged thirty years and upwards, a witneſs produced and ſworn.

To the ſixth article of the ſaid allegation, this deponent ſaith, that by her reſidence in the city of Briſtol, ſhe hath known and been well acquainted with the Right Hon. and Rev. Lord Francis Seymour, Dean of Wells, and his family, and Catherine Newton his daughter, for ſome years laſt paſt. And this deponent ſaith, that ſome time in the latter end of the ſummer of laſt year, and whilſt Mrs. Newton reſided at Stowey, (but the time more particularly ſhe cannot ſet forth) the ſaid Mrs. Newton, accompanied by a Miſs Gapper, and a Mr. Thomas Wickham, came to pay a viſit to this deponent and her huſband, (the Rev. John Bowen) at their houſe at Biſhop Lydian, being about ſeven or eight miles from Stowey: that they came on a Friday, and ſtaid till the Sunday morning following. And this deponent ſaith, that the ſaid Mrs. Newton then appeared to be larger in ſhape, than the deponent had ever obſerved

ved her to be; and from ſuch her appearances, the deponent did think that ſhe was then with child; but the deponent does not recollect any obſervations being made by any perſon preſent on the ſubject.

ELIZABETH BOWEN.

The Depoſition of Hannah Rocke.

HANNAH ROCKE, wife of John Rocke, of the city of Wells, in the county of Somerſet, aged thirty-five years and upwards, a witneſs produced and ſworn.

To the ſecond and third articles of the ſaid allegation, this deponent ſaith, that ſhe hath known the Hon. Catherine Newton for ſeveral years; and came ſo to know her by her reſidence at Wells, previous to her marriage to John Newton, Eſq: and ſome time in, or about the year 1778, (as near as the deponent can ſpeak as to the time) the ſaid Mrs. Newton came from Paris to her ſaid father's houſe at Wells; being then, as the deponent underſtood, ſeparated from her ſaid huſband. And this deponent ſaith, that ſome

ſome time afterwards, (but how long afterwards he cannot ſay) Captain John Ackland, an officer in the militia, came to Wells; and, whilſt the ſaid Mrs. Newton remained in Wells, this deponent hath ſeen Captain Ackland and ſhe together; and the deponent underſtood, from common report, that Captain Ackland was very intimate at the deanery.

To the fifth article of the ſaid allegation, this deponent ſaith, that ſome time in the beginning of the ſummer of the year 1780, Mrs. Newton left Wells, and went to reſide at Stowey, being about thirty miles from Wells, and about a mile or two from Fairfield, where Captain Ackland has a houſe; but this deponent knows not of his viſiting Mrs. Newton there, or accompanying her thither.

To the ſeventh, eighth, ninth, and tenth articles of the ſaid allegation, this deponent ſaith, that ſome time in the month of October, 1780, this deponent was firſt informed by her huſband, John Rocke, that he had let his lodgings to Mrs. Newton, and that ſhe was with child, and was coming to the ſaid lodgings to lye-in; and that therefore Dr. Stevenſon, who was then in the ſaid lodgings, muſt quit as ſoon as poſſible. And this

this deponent ſaith, that ſhe then underſtood from her ſaid huſband, that the ſaid lying-in was to be conducted with the utmoſt ſecreſy; and, for that purpoſe, Mrs. Newton was not to be waited on by any one except him and the deponent. And this deponent ſaith, that about two or three days after Dr. Stevenſon quitted the ſaid lodgings, this deponent's huſband went out on horſeback in the morning; and the deponent underſtood he went for the purpoſe of meeting Mrs. Newton, and conducting her to his ſaid houſe; and the deponent prepared for her reception accordingly: but the deponent does not particularly remember ordering the ſervants to bed; but ſaith, that ſhe remembers Hannah Foxwell was gone to bed at about eleven o'clock that night. The deponent ſaith, that the ſaid John Rocke returned home, and came in at the back door, and then went into the ſtreet, and returned in ſome minutes: that, whilſt he was gone, Mrs. Newton and Miſs Gapper came in; and this deponent then immediately conducted them up ſtairs. And this deponent ſaith, that Mrs. Newton was then very big with child, and every caution poſſible was made uſe of to prevent its being known

that

that ſhe was in the deponent's houſe; and, for that purpoſe, the deponent believes ſhe did, at times, ſay, that the lady was named Smith, (meaning Mrs. Newton) and that ſhe was a little inſane. And the deponent ſaith, that, from the time Mrs. Newton and Miſs Gapper came into the deponent's houſe, until they quitted the ſame, the ſervants were not permitted to ſee them. And this deponent ſaith, that, in about a fortnight or three weeks after Mrs. Newton firſt came to the deponent's houſe, and on the 20th or 21ſt of November, 1780, as near as the deponent can ſpeak as to the time, at between five and ſix o'clock in the morning, Mrs. Newton was, in this deponent's preſence, and alſo in the preſence of the ſaid Miſs Gapper, delivered of a male child; but Mrs. Newton never confeſſed to the deponent, who was the father thereof: that Mrs. Newton had, to all appearance, gone her full time: that, for the purpoſe of concealing the birth thereof, the ſaid John Rocke went that morning to James Sayer, at Weſt-Herrington, and brought him to Wells. And the deponent then delivered the ſaid child to the ſaid James Sayer, for the purpoſe of carrying the ſame to Elizabeth Sayer, his wife, to be nurſed;

nurſed; an agreement having been made by this deponent's ſaid huſband, previouſly for that purpoſe. And this deponent ſaith, that the ſaid child was accordingly carried, as the deponent believes, by the ſaid James Sayer to Elizabeth Sayer, and hath ever ſince remained at nurſe with her. And this deponent ſaith, that, in about ten days or a fortnight after Mrs. Newton was ſo delivered, ſhe, the ſaid Mrs. Newton and Miſs Gapper, left this deponent's houſe, and went in a chaiſe, hired from Cannon's Grove by the deponent's ſaid huſband, for the ſake of ſecreſy, at about five o'clock in the morning. And the deponent underſtood, and it was agreed upon in the deponent's hearing, that they ſhould go to Stowey, round by Briſtol: that, for the ſake of preſerving the ſecret, this deponent and her huſband continued to act in their houſe as if the ſaid ladies were there, until a week before Chriſtmas, when they gave out to the ſervants, that the ladies were gone the night before. And this deponent ſaith, that, ſome time about the 7th of December, Mrs. Newton came on a viſit to her father, the Dean of Wells, at the deanery

To the twelfth article of the ſaid allegation, the deponent ſaith, that, to her knowledge and belief, ſhe never ſaw John Newton, Eſq; except once at Saliſbury, ſhortly after his marriage: that, from the time Mrs. Newton returned to Wells, from France, as by her pre-depoſed, ſhe always underſtood the ſaid Mrs. Newton was ſeparated from the producent, her huſband; and, from the manner in which ſhe choſe to have the lying-in conducted, and the ſecreſy enjoined by her on the occaſion, this deponent doth verily, and, in her conſcience, believe, that the child of which Mrs. Newton was ſo delivered, was not begotten by the ſaid John Newton.

H. ROCKE.

The Depoſition of John Rocke.

JOHN ROCKE, of the city of Wells, in the county of Somerſet, ſurgeon and man-midwife, aged thirty-ſix years and upwards, a witneſs produced and ſworn.

To the ſecond and third articles of the ſaid allegation, this deponent ſaith, that, by

by his reſidence in the city of Wells, he hath known Catherine Newton, party in this cauſe, daughter of the Right Hon. and Rev. Lord Francis Seymour, Dean of Wells, from her infancy. And this deponent ſaith, that, ſome time three or four years ago, being as near as the deponent can ſpeak as to time, ſhe the ſaid Catherine Newton came to her ſaid father's houſe at Wells; and it was then reported, that ſhe came from France, where her huſband, John Newton, Eſq; the producent in this cauſe, had left her; and after ſuch her, the ſaid Catherine Newton's, return to Wells, and previous to her going to Stowey, as hereafter by him depoſed to, he has ſeen the articulate Captain Ackland, an officer in the militia quartered at Wells, ſeveral times walking and riding out with the ſaid Catherine Newton. And this deponent hath heard, that he ſlept at the deanery, and was intimate in the Dean's family: that, ſome time in the year 1779, this deponent ſaw the ſaid Captain Ackland and Catherine Newton at a maſquerade in Wells, and they danced together; but whether they were dreſſed as articulate, cannot recollect. And further to theſe articles, he cannot depoſe.

To the fifth article of the ſaid allegation, this deponent ſays, that, ſome time in the ſpring of the year 1780, to the beſt of this deponent's knowledge as to the time, ſhe the ſaid Catherine Newton quitted Wells, and went to reſide at a houſe at Stowey, which is twenty-eight or twenty-nine miles from Wells; and, as the deponent has heard, about three or four miles from Fairfield, at which place the ſaid Captain Ackland had a houſe; but further he cannot depoſe.

To the ſeventh, eight, ninth, tenth, and eleventh articles of the ſaid allegation, the deponent ſaith, that ſome months before the ſaid Catherine Newton came to this deponent's houſe, but more particularly as to the time he cannot depoſe, the articulate Captain Ackland came to this deponent, apparently alarmed, and told this deponent, he was afraid Mrs. Newton (meaning the ſaid Catherine Newton) was with child. And the ſaid Catherine Newton, two or three times afterwards, ſent to this deponent, to come to her at Stowey; and he accordingly viſited her there; and, from her own ſuppoſition, and the nature of her complaints, this deponent concluded that ſhe was with child. And this deponent

ſaith,

ſaith, that, ſix or eight weeks previous to the ſaid Catherine Newton's coming to this deponent's houſe, it was agreed, between the ſaid Catherine Newton and this deponent, that ſhe the ſaid Catherine Newton ſhould come to this deponent's houſe at Wells, to lye-in privately; but whether ſuch agreement was ſettled at Stowey or elſewhere, this deponent cannot recollect: that, at the time ſuch agreement was ſo made, the articulate Dr. Stevenſon was in the deponent's lodgings, but quitted the ſame ſome days previous to the ſaid Catherine Newton's coming to lye-in in this deponent's houſe; which was ſo agreed to be conducted with the utmoſt ſecreſy; and that Miſs Gapper, articulate, ſhould attend her. And this deponent verily believes, that, at that time, no other perſons, ſave the ſaid Captain Ackland and Miſs Gapper, was acquainted therewith. And this deponent ſays, that, in purſuance of the plan that was agreed on between the ſaid Catherine Newton and this deponent, he, this deponent, ſome time in the latter end of October, or beginning of November, 1780, (but the particular day he cannot ſet forth) went to meet the ſaid Catherine Newton and Miſs Gapper at the White

White Hart-inn at Croſs, where they arrived in the evening, and were conducted in a poſt chaiſe, attended by this deponent on horſeback, to this deponent's houſe at Wells, where they arrived about twelve o'clock at night, and were conducted up ſtairs. And this deponent ſays, that, for the preſervation of ſecreſy, ſhe, the ſaid Catherine Newton, from the time ſhe ſo entered into this deponent's houſe, to the time of quitting the ſame, was conſtantly and only attended by the deponent and his wife and fellow witneſs, Hannah Rocke, and who was the only perſon in the deponent's family who was made acquainted with the ſaid Catherine Newton's being with child. And this deponent ſays, that, in about a fortnight or three weeks after the ſaid Catherine Newton firſt came to lodge at the deponent's houſe aforeſaid, and on a morning, between five and ſix, and about the twentieth or twenty-firſt of November, 1780, as near as the deponent can recollect as to time, the ſaid Catherine Newton was delivered by this deponent, in his ſaid houſe, of a male child, in the preſence of this deponent's wife and fellow witneſs, Hannah Rocke, and the ſaid Miſs Gapper: that the ſaid Catherine Newton had gone

gone her full time of the ſaid child, according to the beſt of the Deponent's judgment; but the deponent never, to his recollection, heard her declare who was the father thereof: that this deponent, that ſame morning, went over to Weſt-Herrington, which is about two miles from Wells, and brought back the articulate James Sayer, to whom the ſaid child was delivered, in order for him to carry the ſame to his wife, Elizabeth Sayer, with whom this deponent had previouſly made an agreement for that purpoſe, and with whom the ſaid child ſtill remains at nurſe. And this deponent ſaith, that in about ten days or a fortnight after ſhe the ſaid Catherine Newton was ſo delivered by this deponent as aforeſaid, ſhe the ſaid Catherine Newton, being pretty well recovered from her lying-in, a plan was formed for her return to Stowey, with the ſame ſecreſy as ſhe came to the deponent's houſe: and accordingly this deponent procured a chaiſe to come from Cannon's Grove, which is ſix or ſeven miles from Wells, at about five o'clock in the morning: and they, the ſaid Catherine Newton and Miſs Gapper, quitted this deponent's houſe therein, and went with an intention of going round by Briſtol:

ſtol: and after they the ſaid Catherine Newton and Miſs Gapper were gone, the appearance of their ſtill being in the deponent's houſe was kept up for ſome time, in order to prevent ſuſpicion that it was the ſaid Catherine Newton, who had ſo been at the deponent's houſe. And this deponent ſaith, that ſome time in the month of December, 1780, and before Chriſtmas, but more particularly as to the time the deponent cannot ſpeak, ſhe the ſaid Catherine Newton came from Stowey to her father's houſe at Wells, on a viſit. But further to theſe articles he cannot depoſe.

To the twelfth article of the ſaid allegation, this deponent ſays, that he does not perſonally know John Newton, Eſq; the producent in this cauſe, not having to his knowledge ſeen him any more than twice, and that ſome years ſince. But this deponent ſaith, that he the deponent always underſtood and believes, that the ſaid Catherine Newton, from the time ſhe returned from France to her father's houſe, was ſeparated from her ſaid huſband; and from the manner the ſaid Cath. Newton choſe to conduct her lying-in, and the ſecreſy maintained and preſerved at her deſire, on that occaſion, this deponent doth verily,

verily, and in his conſcience believe, that the child of which the deponent delivered the ſaid Catherine Newton, as aforeſaid, was not begotten by her huſband. But further he cannot depoſe.

JOHN ROCKE.

The Depoſition of Hannah Marſhall.

HANNAH MARSHALL, (wife of Geo. Marſhall) of Boſwell-court, Queen's-ſquare, in the pariſh of St. George, Bloomſbury, in the county of Middleſex, aged thirty-one years and upwards, a witneſs produced and ſworn.

To the ſecond and third articles of the ſaid allegation, this deponent ſays, that ſhe firſt came to know and be acquainted with John Newton and Catherine Newton, parties in this cauſe, by going to live as ſervant in their family as lady's maid, in the month of June, 1776, as near as the deponent can now recollect as to the time. This deponent ſays, that ſome time in the month of October, 1777, the ſaid Catherine Newton and John Newton, Eſq; ſet off for Paris in France, attended by this

deponent; and he the ſaid John Newton returned to England, and brought the deponent back ſome time in the latter end of the next month: that the deponent then went home to her father's, leaving the ſaid John Newton at King's Bromley, Staffordſhire, apart from the ſaid Catherine Newton his wife. And this deponent ſays, that ſhe went again to live ſervant with the ſaid Catherine Newton, in the month of March, 1778, ſhe the ſaid Catherine Newton being come back from France, and reſiding with her father, the Rt. Hon. and Rev. Lord Francis Seymour, Dean of Wells, at Wells in Somerſetſhire, and the deponent continued in ſuch her ſervice till the month of May, 1780. And this deponent ſaith, that in the courſe of the year 1779, and whilſt the ſaid Catherine Newton reſided with her father as aforeſaid, the articulate Captain Ackland, an officer in the militia, became very intimate in the ſaid Dean's family, and ſpent moſt of his time with them, and ſlept at the deanery at Wells, and a parcular intimacy appeared to be formed between the ſaid Catherine Newton and Captain Ackland: that this deponent hath, either in the latter end of the year 1779, or beginning of the year 1780, ſeveral

veral times ſeen the ſaid Catherine Newton in the ſaid Captain Ackland's bed-chamber, and at other times hath ſeen them in her bed-chamber with each other. But this deponent does not recollect ever to have ſeen any indecent familiarities paſs between them: that they would frequently go out on horſeback, or in a one horſe-chaiſe together, attended by the man ſervant, and would ſometimes walk out alone together: that ſome time in the month of January, 1780, the ſaid Captain Ackland and Catherine Newton went to a maſquerade given at Wells, dreſſed in foreign dreſſes. And this deponent ſays, that from the general behaviour of the ſaid Catherine Newton and Captain Ackland towards each other, there appeared to be a mutual regard and affection formed and ſubſiſting between them. But further to theſe articles ſhe cannot depoſe.

To the fourth and fifth articles of this allegation, this deponent ſaith, that ſome time in the beginning of the month of February, 1780, ſhe the ſaid Catherine Newton, accompanied by Miſs Gapper articulate, went to pay a viſit to the Rev. Mr. Wickham, at Horſington, and ſtaid there about three weeks; and in the month of March, went on another viſit to

Henſtridge, to the houſe of Mr. Gapper, an attorney at law, and ſtaid there a few days; at both which times, the ſaid Catherine Newton carried ſuch linen with her as ſhe always uſed on account of her monthly diſcharges, and brought the ſame back without any appearance of having been uſed, from which circumſtance, ſhe the deponent was induced to think, ſhe the ſaid Catherine Newton was then with child. And this deponent ſaith, that on, or about the firſt of May, 1780, ſhe the ſaid Catherine Newton quitted her ſaid father's houſe at Wells, and went to reſide at Stowey, at a houſe ſhe had taken there; and this deponent thereupon quitted her ſervice, and hath never ſeen her ſince. And further to theſe articles ſhe cannot depoſe.

To the twelfth article of the ſaid allegation, this deponent ſaith, that from the time this deponent went to live with the ſaid Catherine Newton, in or about the month of March, 1778, at her father's houſe at Wells, as aforeſaid, to the time the deponent quitted her ſervice on her going to Stowey in the beginning of May, 1780, ſhe the ſaid Catherine Newton conſtantly reſided with her ſaid father either at Wells or Henſtridge, and was conſtantly

ly attended and waited on by this deponent, ſave and except that ſhe the ſaid Catherine Newton went on a viſit for about eight or ten days, in or about December, 1778, to her uncle Lord William Seymour, about fifteen miles from Bath, where ſhe was attended by the deponent; and alſo ſave and except her the ſaid Catherine Newton's viſits in February and March, 1780, to Mr. Wickham and Mr. Gapper, as by her depoſed to. And this deponent ſays, that ſhe the ſaid Catherine Newton, during all the time the deponent ſo attended her, lived ſeparate and apart from the ſaid John Newton her huſband, and had not, as the deponent verily believes, any acceſs, intercourſe, or connection whatever with him. And further ſhe cannot depoſe.

HANNAH MARSHALL.

The

The Depoſition of Ann Atwood.

ANN ATWOOD, wife of Jacob ATWOOD, of Whych-ſtreet, in the pariſh of St. Clement Danes, in the county of Middleſex, aged thirty one years and upwards, a witneſs produced and ſworn.

To the third, fourth, and twelfth articles of the ſaid allegation, this deponent ſaith, that ſhe lived ſervant in the family of the Rev. Mr. Wickham at Horſington, in the county of Somerſet, for about two years, and quitted ſuch ſervice about Midſummer, 1780: that Catherine Newton, party in this cauſe, and daughter to the Dean of Wells, occaſionally viſited in the ſaid family, and thereby became known to the deponent. And this deponent ſaith, that ſome time in the beginning of the month of February, 1780, ſhe the ſaid Catherine Newton, accompanied by the articulate Miſs Gapper, came on a viſit to the ſaid Mr. Wickham, and ſtaid with the family about a fortnight or three weeks: and in about four or five days after the ſaid Catherine Newton ſo came to Horſington, the articulate Captain Ackland, whom

whom the deponent alſo perſonally knew, came there, and ſlept at Mr. Wickham's, and continued there as long as Mrs. Newton remained in the family; but the deponent did not obſerve any particular familiarities paſs between them: that this deponent knows not the producent John Newton, Eſq; but always underſtood that ſhe the ſaid Catherine Newton was a married woman, and was ſeparated from her huſband. But further ſhe cannot depoſe.

ANN ATWOOD.

The Depoſition of John Davis.

JOHN DAVIS, of the city of Bath, in the county of Somerſet, aged forty years and upwards, a witneſs produced and ſworn.

To the firſt, ſecond, and third articles of the ſaid allegation, this deponent ſaith, that he firſt came to know the Hon. Catherine Newton, party in this cauſe, by his going to live as a ſervant with her father, the Right Hon. and Rev. Lord Francis

cis Seymour, in the month of April, 1776: that Mrs. Newton was not then married, but lived with her ſaid father at Wells. And this deponent ſaith, that in little more than a year and an half after her marriage, to wit, ſome time in the beginning of the year 1778, the ſaid Mrs. Newton, being ſeparated from her huſband, ſhe returned to her ſaid father's houſe at Wells; and ſome time in the ſpring of the year following, John Ackland, Eſq; who was an officer in the militia, quartered at Wells, became very intimate in the Dean's family; and, towards the latter end of the ſaid year, (as the deponent beſt remembers) Captain Ackland came on a viſit to the deanery, and was there, and with the family, until the latter end of April, or beginning of May following; and, during that ſpace of time, almoſt conſtantly ſlept, either at the deanery at Wells, or at Lord Francis Seymour's other houſe, at Henſtridge in the ſame county. And this deponent ſaith, that a very particular intimacy appeared to be then formed between Mrs. Newton and Captain Ackland; and ſuch intimacy was viſible to all the family; and they were conſidered as lovers, among the ſervants: that

that Mrs. Newton and Captain Ackland were almoſt conſtantly together in the day-time; and, let there be what company ſoever at the deanery, Captain Ackland always ſat next to Mrs. Newton, and they were conſtantly whiſpering each other at table. And this deponent ſaith, that, during the viſit of Captain Ackland to the family, as aforeſaid, this deponent hath frequently ſeen Mrs. Newton ſitting in the moſt familiar manner on Capt. Ackland's knee, with his arm round her waiſt. And this deponent hath frequently ſeen them walk out alone together, arm in arm; and the deponent hath known them to go out ſhooting together, and ſhe would, at times, carry the gun: that, during the time Captain Ackland was on ſuch viſit at the deanery, he uſed to have a fire in his bed-chamber. And this deponent hath ſeveral times known Captain Ackland's ſervant to be waiting, in the ſervant's hall, for an hour after the family were gone to bed; and hath heard him complain, at ſuch times, that he could not put his maſter to bed, as Mrs. Newton and Miſs Gapper were in his bed-chamber with him. And this deponent ſaith, that there was a way from

Mrs. Newton's bed-chamber to that of Captain Ackland; but this deponent never ſaw them in each others bed-chamber.

To the fifth article of the ſaid allegation, this deponent ſaith, that, ſome time in the latter end of April or begining of May, 1780, Mrs. Newton went to reſide at a houſe ſhe had taken at Stowey, which is about twenty-eight miles from Wells, and about two miles from Fairfield, where Captain Ackland has a houſe: that Captain Ackland left the deanery at the ſame time, and accompanied Mrs. Newton: that this deponent continued in the ſervice of the Dean, and therefore knows not what paſſed at Stowey.

To the twelfth article, this deponent ſaith, that, by living ſervant with the Dean of Wells, at the time of the marriage of Mrs. Newton, this deponent became perſonally acquainted with John Newton, Eſq; and, during this deponent's continuing in the ſaid ſervice, which was until the 26th of March now laſt paſt, the deponent ſaith he never ſaw the ſaid John Newton, Eſq; after the return of Mrs. Newton, in the beginning

of

of the year 1778: that Mrs. Newton, from the time ſhe ſo returned to Wells, as aforeſaid, until ſhe went to Stowey, was conſtantly reſident in her ſaid father's family, wherein this deponent lived ſervant, either at Wells or Henſtridge; ſave and except that ſhe went on a viſit, for about a fortnight, to her uncle, Lord William Seymour, in Wiltſhire, about thirty miles from Wells, in the ſummer of the year 1779; and alſo on a viſit to the Rev. Mr. Wickham at Horſington, where ſhe ſtaid ſome weeks, about Chriſtmas time, before ſhe went to Stowey, as the deponent beſt recollects. And this deponent therefore ſaith, that he is certain, there never was any acceſs, intercourſe, or connection between the ſaid Mrs. Newton and the ſaid Mr. Newton, during the whole winter of the year 1779, or the months of January, February, March, and April, of the year 1780.

JOHN DAVIS.

*** *The Sentence pronounced by the Court was, that John Newton, Eſq; ſhould be divorced from bed, board, and mutual cohabitation with Catherine Newton, his wife.*